

URBAN/MUNICIPAL

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1993 -

BY-LAWS OF THE
CITY OF HAMILTON
93-070 TO 93-207

93-070 TO
93-207



BY-LAW NO. 93 - 070

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 30TH DAY OF MARCH A.D., 1993.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

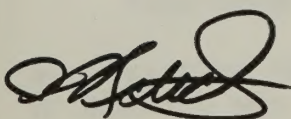
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

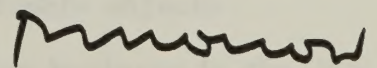
PASSED this 30th

day of March

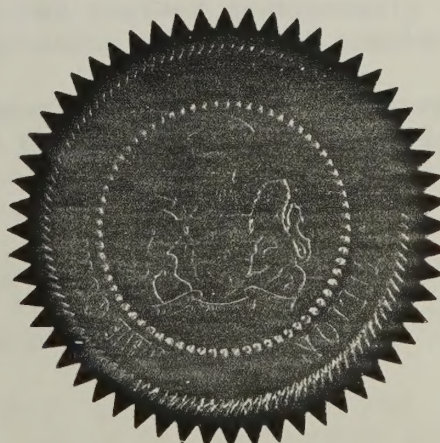
A.D. 1993



CITY CLERK



MAYOR



The Corporation of the City of Hamilton

BY-LAW NO. 93-071

To Amend Schedule 22 to Licensing By-law No. 79-323

As Consolidated in By-law 93-069

Respecting:

TRANSIENT VENDORS

WHEREAS Schedule 22 to Licensing By-law No. 79-323 was amended by By-laws 92-221 and 92-312, providing for the licensing of transient vendors;

AND WHEREAS in the consolidation passed as By-law 93-069 a clerical error resulted in an older version of Schedule 22 being enacted, which ommitted the changes made by By-law 92-221;

AND WHEREAS it is desirable to correct the error by replacing Schedule 22 with the provisions as they existed in By-law 92-221, as amended in 92-312;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. That Schedule 22 of By-law No. 79-323 as consolidated in By-law 93-069, be repealed, and the following substituted therefor:

S C H E D U L E 22

TRANSIENT VENDORS

1. In this schedule,

(a) "trade" means trade, business, calling or occupation;

(b) "transient vendor" means a person who offers goods, wares or merchandise for sale by auction, conducted by themselves or by a licensed auctioneer or otherwise, or who offers them for sale in any other manner, and includes,

(i) persons whose names have not been entered on the assessment roll, in respect of business assessment for the then current year; or

(ii) a transient trader; but

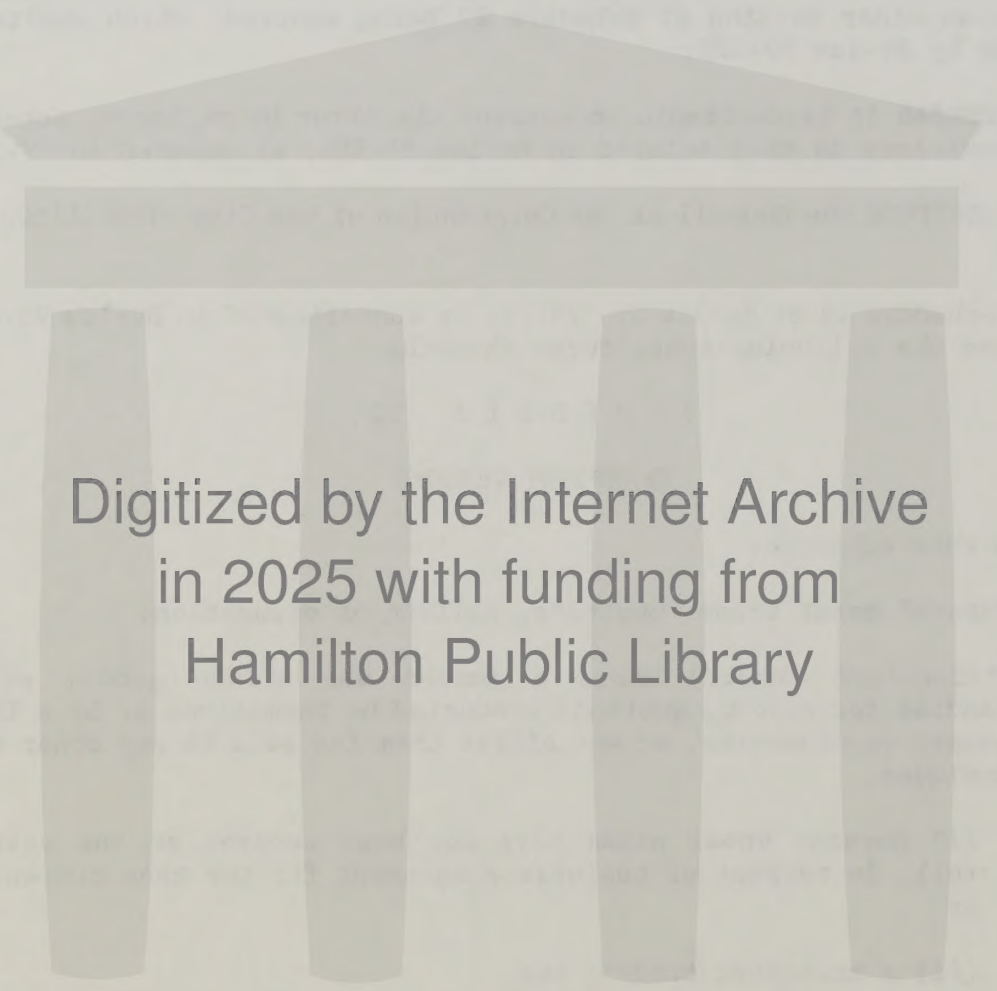
(iii) does not include a charitable organization or non-profit group or corporation selling goods, wares or merchandise, the proceeds from which are donated to, or used for charitable objects.

(c) "transient trader" includes any person commencing business in the City of Hamilton who has not resided continuously in the City for at least three months next preceding the time of commencing such business there.

(d) A person who commences business by the display or offering of goods, wares or merchandise for sale at a particular location, may still qualify as a transient vendor, whether or not the trade is conducted with the use of a building or fixtures.

2. Every transient vendor shall obtain and maintain in good standing a licence authorizing the transient vendor to carry on or engage in his trade, for each location from which the vendor's trade will be carried on.

3. No transient vendor shall commence the sale of goods, wares or merchandise until a licence has been issued under section 2.



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Hamilton Public Library

4. Every applicant for a licence or a renewal thereof shall make the application in person and not by an agent or representative.

5. Every transient vendor shall pay a licence fee before commencing his trade.

6. No licence shall be issued where the fee has not been paid in full at the time of making the application.

7.(1) Every applicant for a transient trader's licence shall as part of the application for such licence furnish a statement in writing containing a full description of the goods, wares or merchandise that the transient trader proposes to sell or offer for sale under such licence.

(2) A licence issued under subsection (1) is only permission for the particulars supplied by the applicant under this section, and any change in the classes of goods sold will require a new or separate application.

8.(1) The licence fees are provided by section 22 of Schedule 45 of this by-law.

(2) The licenses issued under (1) shall expire three months from the date of issuance.

(3) The sum paid for a licence shall be credited to the person paying it, or to any purchaser of the business who carries on the business, on account of taxes payable in respect of the business, and in respect of real property taxes on the land used for the purposes of or in connection with the business if the land is owned by the person carrying on the business, during the year in which the licence was issued and five years thereafter.

(4) Every transient trader shall cause the licence to be prominently and permanently displayed in the transient trader's place of business during the full term in which the transient trader is carrying on business as a transient trader and in default thereof is guilty of an offence.

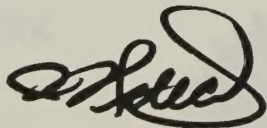
9. This by-law does not apply to:

(a) The sale of the stock of a bankrupt or an insolvent, within the meaning of any bankruptcy or insolvency Act in force in Ontario, nor to the sale of any stock damaged by or by reason of fire, which is being sold or disposed of within the municipality in which the business was being carried on at the time of the bankruptcy, insolvency or fire, so long as no goods, wares or merchandise are added to such stock; and

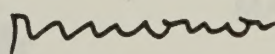
(b) The sale of a business to a purchaser who continues the business.

2. This by-law comes into force and effect on the date of enactment.

PASSED this 8th day of April A.D. 1993.



City Clerk



Mayor



BY-LAW NO. 93 - 072

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 8TH DAY OF APRIL A.D., 1993.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

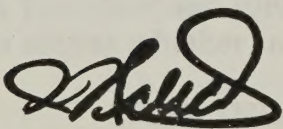
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

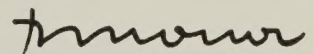
PASSED this 8th

day of April

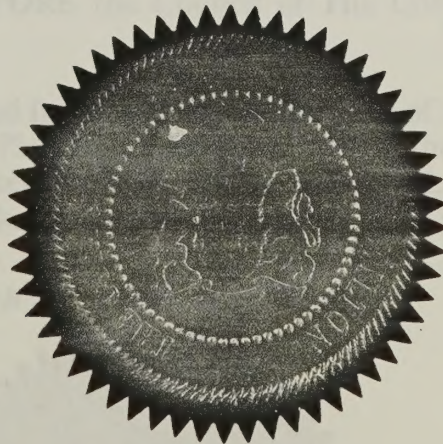
A.D. 1993



CITY CLERK



MAYOR



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 93-073

**TO AUTHORIZE THE SALE ONLY OF PART OF AN ALLEY
ACCORDING TO REGISTERED PLAN NO. 255
(CLOSED BY JUDGE'S ORDER NO. 135758)
DESIGNATED AS PART 1, ON PLAN 62R-12068**

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, Revised Statutes of Ontario, 1990, Chapter m.45, to sell any highway or part of a highway;

AND WHEREAS The City of Hamilton does hereby intend to authorize the sale of Part 1, on Plan 62R-12068, which is a portion of the closed part of the alley.

AND WHEREAS The Corporation of the City of Hamilton is the registered owner of the land adjacent to the West of the said portion of the closed alley and the purchaser named in paragraph 1 below are the owners of the land adjacent to the other side of the said portion of the closed alley, the said land known as Lots 42 to 47 (incl.), Registered Plan No. 255, and The Corporation of the City of Hamilton does not require the portion of the said part of the closed alley adjacent to its land.

AND WHEREAS The Council of the Corporation of the City of Hamilton approved at its meeting January 14, 1992, in adopting Item 9, of the 1st Report of the Transport and Environment Committee the sale to Lockwood Motors Limited of Part 1, on Plan 62R-12068 for the sum of \$24,000. All in accordance with and subject to the terms and conditions of an agreement dated October 24, 1991, subject to the highway closing and sale purchases in the Registry Act and the Municipal Act.

AND WHEREAS The Corporation of the City of Hamilton is the Owner of the portion of the said closed alley.

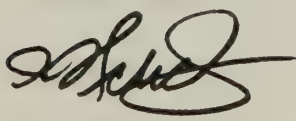
AND WHEREAS Notice of the City's intention to pass this By-Law to authorize the said sale has been published on March 10, 17, 24 and 31, 1993, as required by Section 300 of The Municipal Act;

AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Transport and Environment Committee, has heard all persons who applied to be heard, no matter whether in objection to or in support of this By-Law.

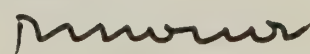
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. That the soil and freehold in those portions of the said portion of the closed alley described as Part 1, on Plan 62R-12068, be sold to the owners of Lots 42 to 47 (incl.), Registered Plan 255, namely Lockwood Motors Limited, or their successors in title, for the sum of \$24,000 in accordance with the provisions of the agreement above noted.

PASSED this 13th day of April A.D. 1993.


City Clerk




Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 93- 074

**TO AUTHORIZE THE SALE ONLY OF PART OF LIMERIDGE ROAD WEST
ROAD ALLOWANCE BETWEEN CONCESSIONS 6 AND 7
NOW CLOSED BY BY-LAW NO. 72-167 AND BY-LAW NO. 70-107
BEING PARTS 2, 3 AND 7, PLAN 62R-11800**

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, Revised Statutes of Ontario, 1990, Chapter m.45, to sell any highway or part of a highway;

AND WHEREAS The City of Hamilton does hereby intend to authorize the sale of Parts 2, 3 and 7, on Plan 62R-11800, which is portions of the closed part of the said Road Allowance.

AND WHEREAS The Regional Municipality of Hamilton-Wentworth is the registered owner of the land adjacent to the North and South of the said portion of closed Road Allowance and The Corporation of the City of Hamilton does not require the said closed portions of Road Allowance.

AND WHEREAS The Regional Council for Hamilton-Wentworth approved at its meeting on October 6, 1992, in adopting Item 22 of Report No. 1392 of The Transportation Services Committee the purchase of Parts 2, 3 and 7, on Plan 62R-11800 for the sum of \$148,000 in accordance with and subject to the terms and conditions of an agreement dated October 13, 1992, subject to the highway closing and sale purchases in the Registry Act and the Municipal Act.

AND WHEREAS the City Council on November 10, 1992, adopted Item 18 of the 12th Report of the Transport and Environment Committee to accept the sum of \$148,000.00 for the sale of the said Parts 2, 3 and 7, on Plan 62R-11800.

AND WHEREAS The Corporation of the City of Hamilton is the Owner of the portions of the said closed Road Allowance.

AND WHEREAS Notice of the City's intention to pass this By-Law to authorize the said sale has been published on March 9, 16, 23 & 30, 1993, as required by Section 300 of The Municipal Act;

AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Transport and Environment Committee, has heard all persons who applied to be heard, no matter whether in objection to or in support of the By-Law.

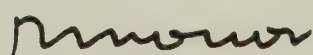
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. That the soil and freehold in those portions of the said portions of the closed Road Allowance described as Parts 2, 3 and 7, on Plan 62R-11800, be sold to The Regional Municipality of Hamilton-Wentworth, or their successors in title, for the sum of \$148,000 in accordance with the provisions of the agreement above noted.

PASSED this 13th day of April A.D. 1993.



City Clerk



Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 93-075

TO STOP-UP, CLOSE AND RETAIN A PORTION OF
TOM STREET

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 301 of The Municipal Act, Revised Statutes of Ontario, 1980, Chapter 302, to stop-up, close and retain any highway or part of a highway.

AND WHEREAS The Council of The Corporation of the City of Hamilton in adopting Item 15(1)(bb) of the 14th Report of The Transport and Environment Committee on July 28, 1981, authorized the City to stop-up, close and retain a portion of Tom Street, being more particularly described as Part 3, on Plan 62R-6060.

AND WHEREAS The Corporation of the City of Hamilton is the owner of the above described lands.

AND WHEREAS Notice of the City's intention to pass this By-Law has been published as required by Section 301 of The Municipal Act for four consecutive weeks; namely March 10, 17, 24 and 31, 1993.

AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Transport and Environment Committee, has heard all persons who applied to be heard, no matter whether in objection to or in support of the By-Law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The portion of the highway described as,

Part of Tom Street, Registered Plan No. 255, designated as Part 3, on Plan 62R-6060.

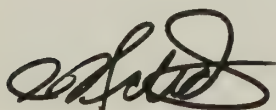
City of Hamilton

Regional Municipality of Hamilton-Wentworth

And hereby stopped, closed and retained.

2. This By-Law shall come into force and effect on the date of registration in the Land Registry Office for the Registry Division of Wentworth (No. 62).

PASSED this 13th day of April A.D. 1993.



City Clerk



Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 93-076

TO INCORPORATE PART 7, 62R-5638
GREENHILL AVENUE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Greenhill Avenue by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

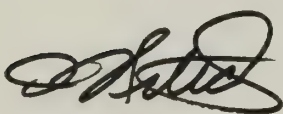
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Greenhill Avenue.

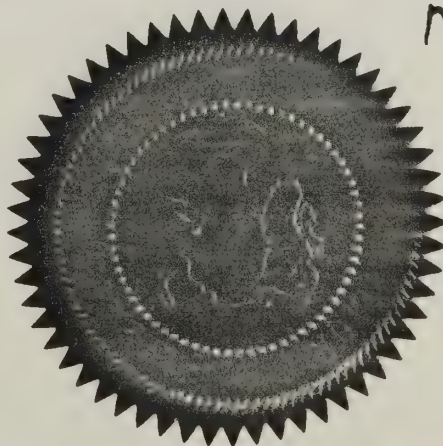
Part of Lot 28, Concession 4 (former geographic Township of Saltfleet) designated as Part 7, Plan 62R-5638.

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 13th day of April A.D. 1993.



City Clerk



Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 93- 077

TO INCORPORATE PARTS 3, 4 AND 5, 62R-8979
BALHARBOUR DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Balharbour Drive by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

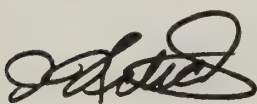
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Balharbour Drive.

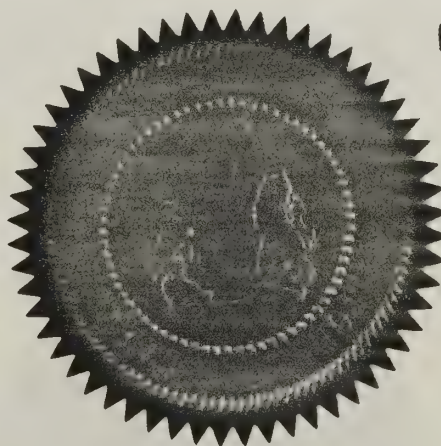
Parts of Lot 10, Concession 8 (former geographic Township of Barton) designated as Parts 3, 4 and 5, Plan 62R-8979.

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this *13th* day of *April* A.D. 1993.



City Clerk



Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 93- 078

TO INCORPORATE BLOCK 45, PLAN 62M-688
SPARLING AVENUE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Sparling Avenue by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Sparling Avenue.

Part of Parcel Reserves -1, Section 62M-688

All of Block 45, Plan 62M-688

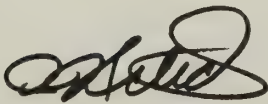
City of Hamilton

Regional Municipality of Hamilton-Wentworth

Being Part of the Parcel.

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 13th day of April A.D. 1993.



City Clerk



Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 93- 079

TO INCORPORATE BLOCK 46, PLAN 62M-688
WESTLAWN DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Westlawn Drive by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Westlawn Drive.

Part of Parcel Reserves -1, Section 62M-688

All of Block 46, Plan 62M-688

City of Hamilton

Regional Municipality of Hamilton-Wentworth

Being Part of the Parcel.

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 13th day of April A.D. 1993.



City Clerk



Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 93- 080

TO INCORPORATE PART 2, 62R-12480
PUBLIC WALKWAY

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as a Public Walkway by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of a Public Walkway.

Part of Lot 10, Concession 8 (formerly Township of Barton) designated as Part 2, Plan 62R-12480.

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 13th day of April A.D. 1993.



City Clerk



Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 93-081

To Amend By-law 92-278

To Authorize:

The construction of local improvements without petition under Section 12 of The Local Improvement Act of concrete sidewalk on the east side of UPPER PARADISE ROAD from Stone Church Road to approx. 187m southerly and from approx. 86m south of Skyview Drive to approx. 83m southerly, at a revised total estimated cost, as described in Schedule "A";

WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 25 of the 6th Report of the Transport & Environment Committee on May 12, 1992, authorizing the local improvement project at an estimated gross cost of \$27,700.00 with the City's Share being \$7,964.00 and the Owner's Share being \$19,736.00;

AND WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 4 of the 12th Report of the Finance & Administration Committee on May 12, 1992, authorizing the City's Share to be financed from the 1992 Capital Levy and recommending application to the Regional Municipality of Hamilton-Wentworth for issuance of debentures in the amount of \$19,736.00 for a term not to exceed 20 years;

AND WHEREAS the Ontario Municipal Board did, on the 28th day of August, 1992, issue Order No. E920755 approving the application of The Corporation of the City of Hamilton for:

- (a) the construction of certain works as local improvements on the initiative plan at a total estimated cost of \$27,700.00 and,
- (b) the issue by The Regional Municipality of Hamilton-Wentworth of debentures in the sum of \$19,736.00.

AND WHEREAS the Corporation of the City of Hamilton enacted By-law No. 92-278 on the 10th day of November, 1992 to authorize the said local improvement project, more specifically described in Schedule "A" annexed thereto and forming part of the by-law, at an estimated gross cost of \$27,700.00, with the City's Share being \$7,964.00 and the Owner's Share being \$19,736.00.

AND WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 29(i) of the 11th Report of the Transport & Environment Committee on October 27, 1992 increasing the City's Share from \$7,964.00 to \$27,964.00, as described in Schedule "A" annexed hereto;

AND WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 5(a) of the 21st Report of the Finance & Administration Committee on October 27, 1992 increasing the gross cost from \$27,700.00 to \$47,700.00 with an additional cost of the City's Share being \$20,000.00, as described in Schedule "A" annexed hereto.

AND WHEREAS the Ontario Municipal Board did, on the 24th day of December, 1992 issue Order No. E920755 approving the application of the City for an amendment to Order No. E920755 authorizing construction of the works more particularly described in Schedule "A" annexed hereto at a revised total estimated cost of \$47,700.00.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 1 of By-law No. 92-278 is hereby revoked and the following substituted therefor:
 - "1. The construction of the works more particularly described in Schedule "A" hereto annexed and forming part of this by-law, may be proceeded with under The Local Improvement Act, at an estimated cost not to exceed \$47,700.00."
2. Schedule "A" annexed to and forming part of By-law No. 92-278 is hereby revoked and Schedule "A" annexed hereto and forming part of this by-law is substituted therefor.
3. In all other respects, By-law No. 92-278 is hereby confirmed unchanged.

PASSED this 13th day of April , A.D. 1993.



City Clerk



Mayor

(1992) 6 R.T.E.C. 25, May 12
(1992) 12 R.F.A.C. 4, May 12
(1992) 11 R.T.E.C. 29, October 27
(1992) 21 R.F.A.C. 5, October 27



SCHEDULE "A"

The construction of concrete sidewalk on the east side of UPPER PARADISE ROAD from Stone Church Road to approx. 187m southerly and from approx. 86m south of Skyview Drive to approx. 83m southerly at the costs not exceeding those set out below:

City's Share	\$ 27,964.00
Owners' Share	<u>19,736.00</u>
TOTAL ESTIMATED COST	<u>\$ 47,700.00</u>
Estimated Cost per metre frontage	\$ 80.00
Fifteen (15) annual instalments	

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 93 - 082

To Authorize:

1. The construction of local improvements without petition under Section 12 of The Local Improvement Act of concrete sidewalks on the south side of Limeridge Road from Upper Wellington Street to approx. 263m easterly and from approx. 376m east of Upper Wellington Street to approx. 69m easterly, as described in Schedule "A";
2. The special assessment to pay a portion of the cost of the works by the abutting owners;
3. The preparation of plans, specifications and reports and the supervision of the construction by the Senior Director of Roads.

WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 34 of the 8th Report of the Transport & Environment Committee on July 28, 1992;

AND WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 14 of the 15th Report of the Finance & Administration Committee on July 28, 1992;

AND WHEREAS the Council of The Corporation of the City of Hamilton did adopt item 29(iii) of the 11th Report of the Transport & Environment Committee on October 27, 1992 increasing the City's share from \$25,588.80 to \$35,588.80, as described in Schedule "A" annexed hereto;

AND WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 5(c) of the 21st Report of the Finance & Administration Committee on October 27, 1992 increasing the gross cost from \$50,000.00 to \$60,000.00 with an additional cost of the City's share being \$10,000.00, as described in Schedule "A" annexed hereto;

AND WHEREAS it is expedient to proceed without petition to undertake, as local improvements, the works hereinafter described;

AND WHEREAS notice of Council's intention to undertake the works as local improvements has been given by publication of the notice and by service of it upon the owners of the lots liable to be specially assessed under Section 12 of The Local Improvement Act, R.S.O. 1980;

AND WHEREAS a majority of the owners, representing at least one-half of the value of the lots that are liable to be specially assessed, have not, within one (1) month after publication, petitioned the Council not to proceed with the works;

AND WHEREAS the Council has obtained reports, estimates and statements required for the undertaking of the said works;

AND WHEREAS the Ontario Municipal Board did, on the 18th day of March, 1993, issue Order No. E930007 approving the application of The Corporation of the City of Hamilton for:

- (a) the construction of certain works as local improvements on the initiative plan at a total estimated cost of \$60,000.00 and,

- (b) the issue by The Regional Municipality of Hamilton-Wentworth of debentures in the sum of \$24,411.20.

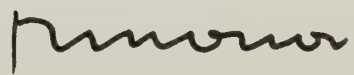
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The construction of the works more particularly described in Schedule "A" hereto annexed and forming part of this by-law, may be proceeded with under The Local Improvement Act, at an estimated cost not to exceed \$60,000.00.
2. The share or portion of the estimated cost of the works in the amount of \$24,411.20 to be borne by the owners of the lands abutting directly on the works and the estimated cost per metre shall be rated as set out in Schedule "A", provided that the actual rate per metre shall be specially assessed upon the lots abutting directly on the works and payable in equal annual instalments until fully paid.
3. Pending payment of the share or portion of the total cost referred to in Section 2, the said share or portion shall be financed by the issue of debentures by The Regional Municipality of Hamilton-Wentworth:
 - (a) to the extent sufficient to provide an amount not exceeding \$24,411.20;
 - (b) repayable over a term not exceeding twenty (20) years, chargeable to The Corporation of the City of Hamilton.
4. The Senior Director of Roads is hereby authorized to:
 - (a) prepare all necessary plans, specifications and reports required for the construction of the works; and,
 - (b) supervise construction of the works.
5. The Mayor and City Clerk are hereby authorized to execute, on behalf of The Corporation of the City of Hamilton, all contracts necessary for the construction of the works.

PASSED this 13th day of April, A.D. 1993.



CITY CLERK

MAYOR

1992) 8 R.T.E.C. 34, July 28
 (1992) 15 R.F.A.C. 14, July 28
 (1992) 11 R.T.E.C. 29(iii), October 27
 (1992) 21 R.F.A.C. 5(a), October 27

SCHEDULE "A"

The construction of concrete sidewalk on the south side of LIMERIDGE ROAD from Upper Wellington Street to approx. 263m easterly and from approx. 376m east of Upper Wellington Street to approx. 69m easterly at the costs not exceeding those set out below:

City's Share	\$ 35,588.80
Owners' Share	<u>24,411.20</u>
TOTAL ESTIMATED COST	<u>\$ 60,000.00</u>

Estimated Cost per metre frontage	\$ 80.00
-----------------------------------	----------

Fifteen (15) annual instalments

BY-LAW NO. 93 - 083

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 35 (Wheelchair Loading Zones)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following items, namely:-

"Glamis	East	22 feet	233 feet south of Gemini	8:00 a.m. to 6:00 p.m.
Jackson	North	30 feet	94 feet east of Hess	8:00 a.m. to 6:00 p.m.
				Monday to Friday
Wood	West	25 feet	100 feet south of Burlington	8:00 a.m. to 11:00 p.m.
Barons	East	18 feet	190 feet north of Main	7:00 a.m. to 6:00 p.m.
				Monday to Saturday".

2. **Schedule 29 (No Stopping Areas)** is hereby amended by deleting therefrom the following item, namely:-

"David	East	Fennell to 124 feet south	Anytime".
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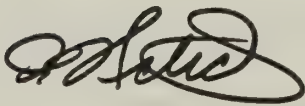
and by adding thereto the following item, namely:-

"Park	West	Bold to 92 feet north	Anytime".
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3. **Schedule 28 (Taxi Stands)** is hereby amended by adding thereto the following item, namely:-

"Currie	West	60 feet	76 feet south of the south curb line of Dubarry".
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PASSED this 13th day of April A.D. 1993.



CITY CLERK





MAYOR

BY-LAW NO. 93 - 084

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 24 (Parking Meter Locations)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by deleting from **Section 3(a) (One Hour Limit)** the following item, namely:-

"Kensington	West	Main to 130 ft. north".
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and by adding to **Section 2(a) (Two Hour Limit)** the following item, namely:-

"Kensington	West	Main to 130 ft. north".
-------------	------	-------------------------

2. **Schedule 34 (Sticker Permit Parking)** is hereby amended by adding thereto the following items, namely:-

"Devonport	West	commencing at a point 128 feet south of York to a point 17 feet southerly therefrom	Anytime
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Garfield	West	commencing at a point 205 feet north of King to a point 20 feet northerly therefrom	Anytime
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Locke	East	commencing at a point 103 feet north of York to a point 19 feet northerly therefrom	Anytime"
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3. **Schedule 26 (No Parking Areas)** is hereby amended by adding thereto the following items, namely:-

"David	East	Fennell to 124 feet south	Anytime
Quinn	East	Queen Victoria to 119 feet south	Anytime

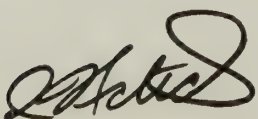
4. **Schedule 23 (Hamilton Street Railway Bus Stops)** is hereby amended by deleting from the OUTBOUND COLUMN the following item, namely:-

"Whitney at Mericourt"

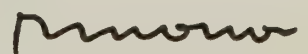
and by adding thereto the following item, namely:-

"Whitney at Mericourt (F/S)".

PASSED this 13th day of April A.D. 1993.



CITY CLERK

MAYOR

BY-LAW NO. 93 - 085

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

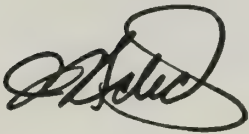
THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 27 (Alternate Side Parking)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following item, namely:-

"East 13th West East".
Inverness to Mountville

PASSED this 13th day of April A.D. 1993.



CITY CLERK



MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 93- 086

To Amend:

Zoning By-law No. 6593

Respecting:

**LAND LOCATED AT PART OF MUNICIPAL NO. 96 MARY STREET
(BEASLEY PARK)**

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "D" (Urban Protected Residential - One and Two-Family Dwellings, Townhouses, etc.) District provisions, as contained in Section 10 of Zoning By-law No. 6593, applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirements that,

(a) notwithstanding Section 10.(1) of By-law No. 6593, a public parking area, containing a maximum of five parking spaces, shall be permitted;

(b) Sections 18A.(1)(f), 18A.(11), 18A.(12) and 18A.(30) of By-law No. 6593 shall not apply.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "D" District provisions, subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1306.

4. Sheet No. E-4 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1306.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 13th day of April

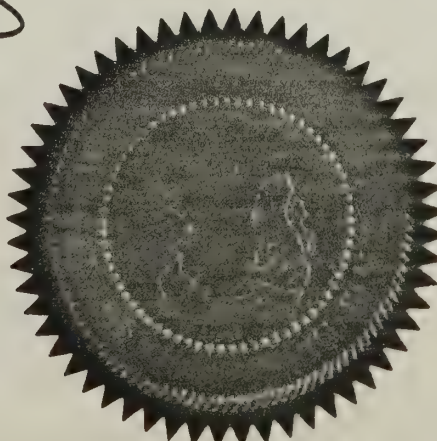
A.D. 1993.



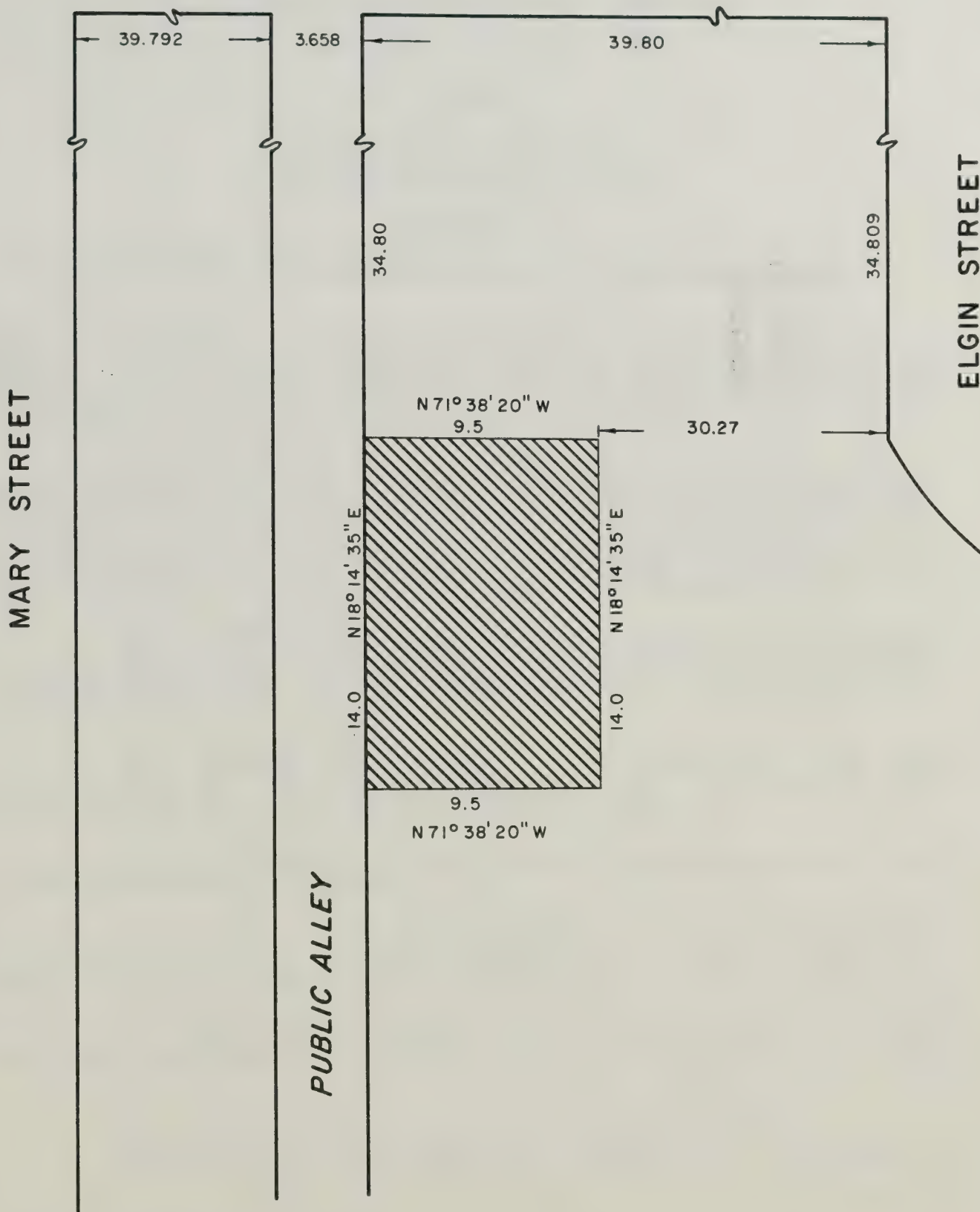
City Clerk



Mayor



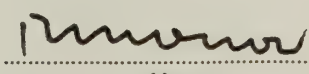
CANNON STREET EAST



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 93 - 086
Passed the 13th day of April, 1993.


Clerk


Mayor

City of Hamilton

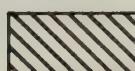
Schedule A

Map Forming Part of
By-Law No. 93 - 086....

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



Lands to be regulated by
By-Law No. 93 - 086.

North



Scale
NOT TO SCALE

Date
MARCH 1993

Reference File No.
C.I. - 92-H

Drawn By
Z.K.

The Corporation of the City of Hamilton

BY-LAW NO. 93-087

To Amend:

Zoning By-law No. 6593
As Amended by By-law No. 92-003

Respecting:

LAND LOCATED AT MUNICIPAL NO. 1341 UPPER JAMES STREET

WHEREAS the Council of The Corporation of the City of Hamilton passed Zoning By-law No. 6593 on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 92-003 on the 10th day of December 1991 to change the zoning and to establish special requirements under Section 19B of Zoning By-law No. 6593, for the "HH" District, in respect of the above-captioned lands, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A";

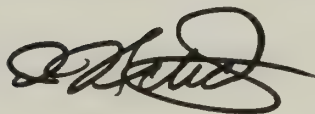
AND WHEREAS the Ontario Municipal Board by its Decision and Order (File No. R 920072), dated the 27th day of January 1993, directed that By-law No. 92-003 be amended to include the site plan, as hereinafter provided;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 92-003, passed on the 10th day December 1991, is amended by adding thereto Schedule "B", hereto annexed as Schedule "A" and forming part of this by-law.
2. In all other respects, By-law No. 92-003 is hereby confirmed, unchanged.

PASSED this 13th day of April A.D. 1993.

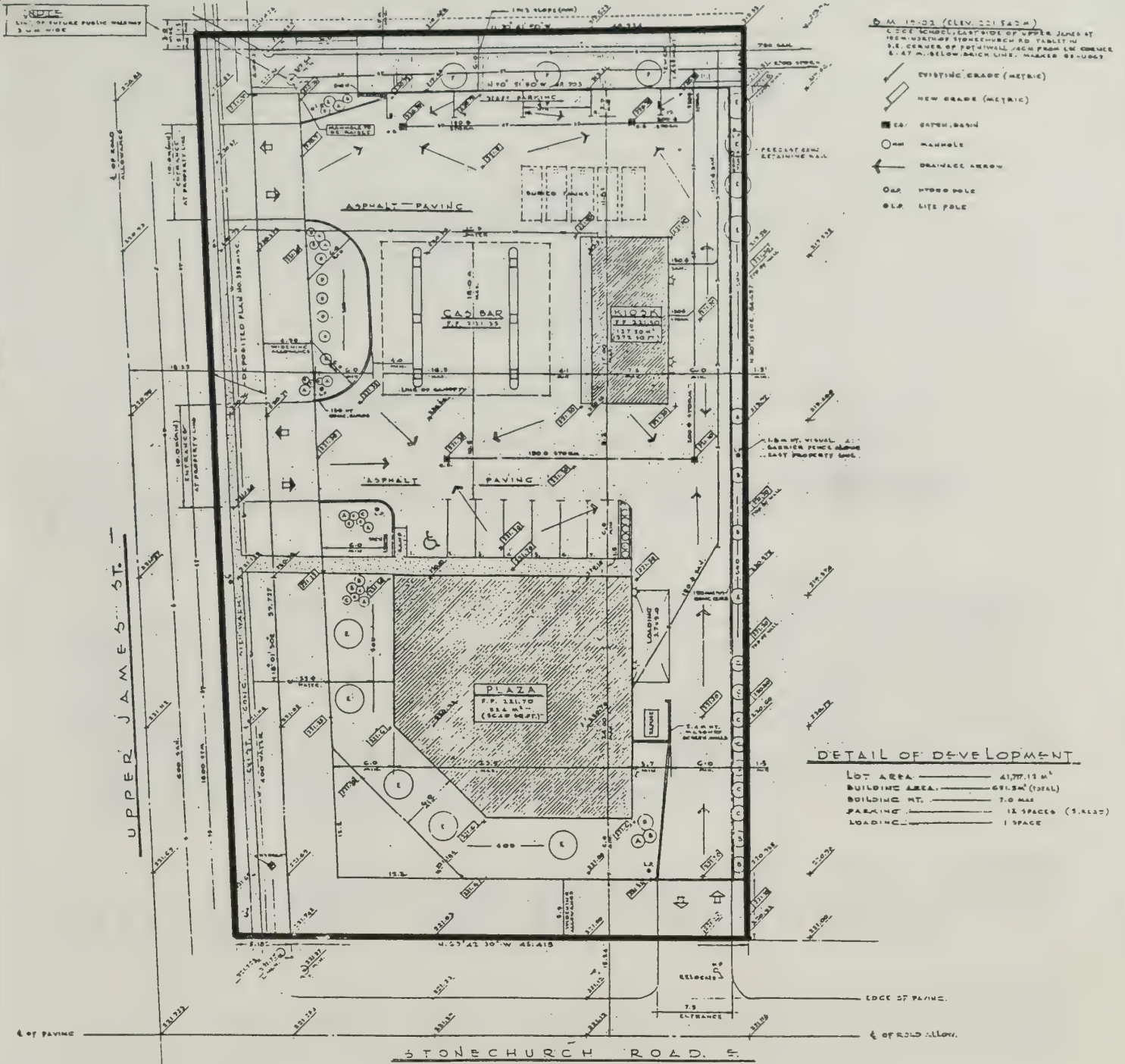


City Clerk



Mayor





PART LOT 14 CONCN 7
TWP OF EASTON
NOW IN
CITY OF HAMILTON
REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
SCHEDULE 1

LANDSCAPE MATERIAL				
PLANT	NO.	HEIGHT	CALIPER	SPECIES
A. GOLDEN PRINCE JUNIPER	11	45 CM		JUNIPER CHINENSIS PRINCEPALE AUREA
B. NUCHO PINE	12	45 CM		PINUS MUENCHINGII
C. SIBERIAN REDWOOD	13	60 CM		CERUUS ALBA SIBIRICA
D. POTENTILLA	6	60 CM		POTENTILLA FRUTICOSA
E. LITTLELEAF LINDEN	9	300 CM		TILIA CORDATA AMERICANA
F. WHITE ASH	3	300 CM		FRAXINUS AMERICANA

NO	DATE	REVISION
1	21/11/91	PARKING & GRADES ALTERED AT NORTH END
2	26/9/91	FUTURE SIDEWALK SHOWN, LANDSCAPING ADDED
3	9/11/91	FENCING AT EAST PROPERTY LINE ADDED CONCRETE ALLEYS ALTERED 1.2 CM EAST SHOWN CONC ISLANDS MOVED 10 CM & 10 CM DIMENSIONS ADDED

PROPOSED GAS BAR & PLAZA
C.D.N. PETROLEUMS LTD.
UPPER JAMES ST & STONECHURCH RD. HAMILTON

SCALE: 1:300
DATE: 9/7/91

• SITE PLAN
• DRAINAGE PLAN
• LANDSCAPE PLAN

FIGURE 1 OF 2

NOTES: 1) All dimensions are in metres
2) Refer to approved Site Plan DA-91-59

This is Schedule "A" to By-Law No. 93-087
Passed the 13th day of April, 1993.

Clerk

Mayor

City of Hamilton
Schedule B
Map Forming Part of
By-Law No. 92-003
to Amend By-Law No. 6593
Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Lands to be regulated by By-law No. 92-003, as amended by By-Law 93-087.

North

Scale
NOT TO SCALE

Date
MARCH, 1993

Reference File No.
ZA-91-14

Drawn By
T.A.

The Corporation of the City of Hamilton

BY-LAW NO. 93-088

To Amend:

Zoning By-law No. 6593
As Amended by Zoning By-law No. 92-305

Respecting:

LAND LOCATED AT MUNICIPAL NO. 860 UPPER WENTWORTH STREET

WHEREAS By-law No. 92-305, passed by the Council of The Corporation of the City of Hamilton on the 8th day of December 1992, rezoned the above-captioned lands from **"AA"** (Agricultural) District to **"C" - 'H'** (Urban Protected Residential, etc. - Holding) District (Block 1) and from **"C"** (Urban Protected Residential, etc.) District to **"C" - 'H'** (Urban Protected Residential, etc. - Holding) District (Block 2) and established special requirements with respect to the said lands, the extent and boundaries of which are shown on a plan thereto annexed as Schedule **"A"**;

AND WHEREAS section 2(a) of By-law No. 92-305 provides that upon the applicant/owner applying for and receiving approval of a Site Plan, the **'H'** symbol shall be removed by amendment to By-law No. 92-305;

AND WHEREAS the applicant has applied for and received approval of Site Plan Control Application DA-92-59 on the 22nd day of March 1993;

AND WHEREAS this by-law does not conflict with the intent of the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982;

AND WHEREAS City Council in adopting Item of the 7th Report of the Planning and Development Committee at its meeting held on the 13th day of April 1993, directed that By-law No. 92-305 be amended to remove the **'H'** (Holding) symbol in respect of the above lands.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The **'H'** (Holding) symbol affixed by By-law No. 92-305, passed on the 8th day of December 1992, to the **"C" - 'H'** (Urban Protected Residential, etc. - Holding) District designation of Blocks 1 and 2, the extent and boundaries of which are shown on a plan annexed as Schedule **"A"** to By-law No. 92-305 and forming part thereof, is hereby removed, and the development of the lands comprised in said Blocks 1 and 2 may proceed in accordance with the **"C"** District provisions of Zoning By-law No. 6593, subject to the special requirements referred to in section 3 of By-law No. 92-305.

2. Sheet No. E-18 of the District Maps, appended to and forming part of Zoning By-law No. 6593, as amended by section 1 of By-law No. 92-305, is further amended by changing from "C" - 'H' (Urban Protected Residential, etc. - Holding) District to "C" (Urban Protected Residential, etc.) District the lands comprised in Blocks 1 and 2, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A" and forming part of this by-law.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "C" District provisions, subject to the special requirements referred to in section 3 of By-law No. 92-305.

4. By-law No. 6593, as amended by By-law No. 92-305, passed on the 8th day of December 1992, is further amended by adding this by-law to section 19B as Schedule S-1294a.

5. Sheet No. E-18 of the District Maps, as amended by By-law No. 92-305, passed on the 8th day of December 1992, is further amended by marking the lands referred to in section 1 of By-law No. 92-305 and section 1 of this by-law, S-1294a.

PASSED this 13th day of April

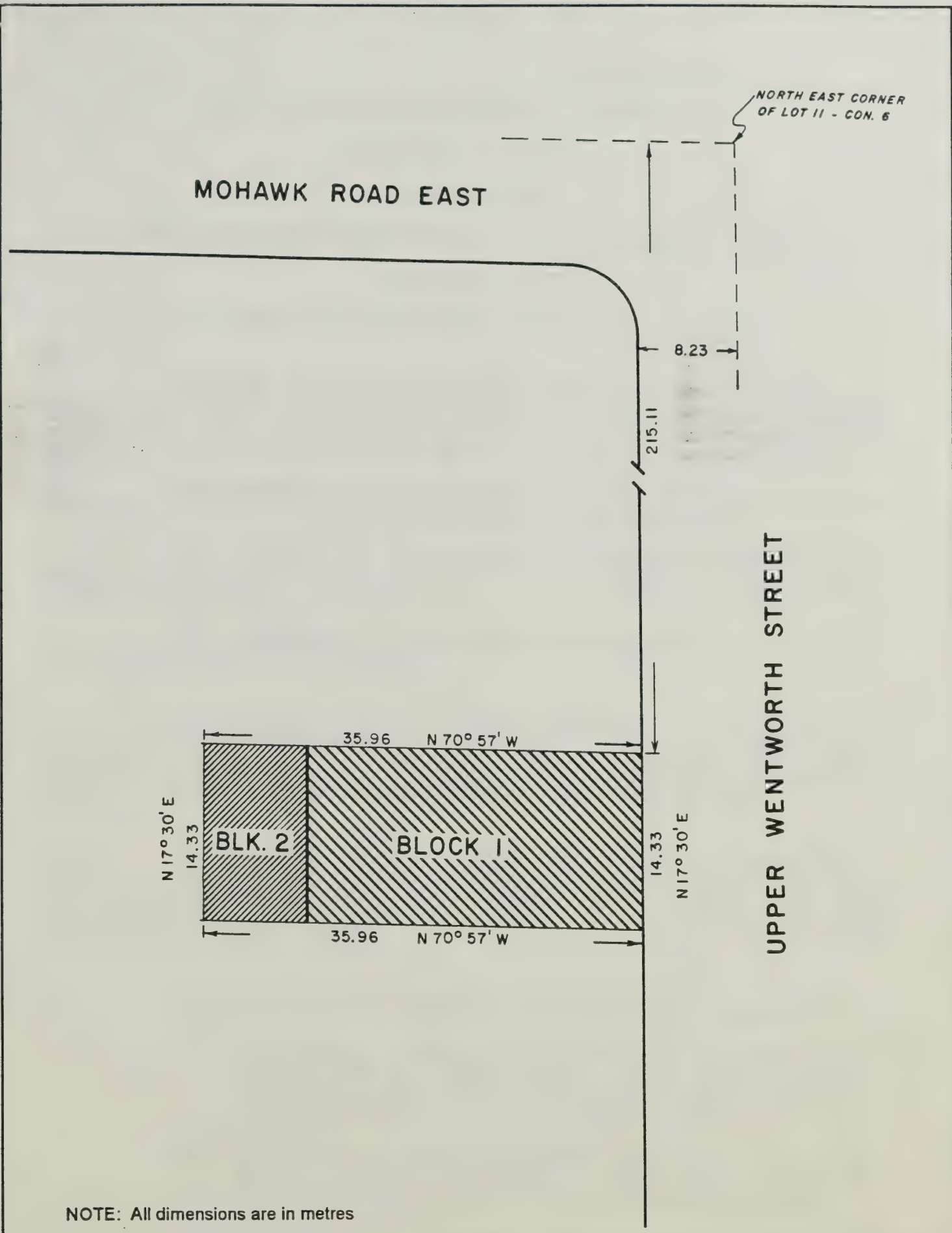
A.D. 1993.



City Clerk

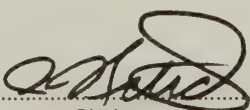


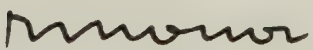

Mayor



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 93 -...088
Passed the ...13th day of ...April..., 1993.


Clerk


Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 93 -...088....

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

BLOCK 1



Lands to be regulated by
By-Law No. 93 -...088..

BLOCK 2



North



Scale
NOT TO SCALE

Date
MARCH 1993

Reference File No.
ZA R-93-11

Drawn By
Z.K.

The Corporation of the City of Hamilton

BY-LAW NO. 93- 089

To Designate:

LAND LOCATED AT MUNICIPAL NO. 114 JOHN STREET NORTH

As Property of:

HISTORIC AND ARCHITECTURAL VALUE AND INTEREST

WHEREAS the Council of The Corporation of the City of Hamilton did give notice of its intention to designate the property mentioned in section 1 of this by-law in accordance with subsection 29(3) of the Ontario Heritage Act, R.S.O. 1990, Chapter O.18;

AND WHEREAS no notice of objection was served on the City Clerk as required by subsection 29(5) of the said Act;

AND WHEREAS it is desired to designate the property mentioned in section 1 of this by-law in accordance with clause 29(6)(a) of the said Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

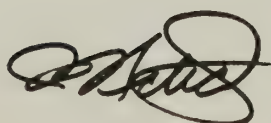
1. The property located at Municipal No. 114 John Street North and more particularly described in Schedule "A" hereto annexed and forming part of this by-law, is hereby designated as property of historic and architectural value and interest.

2. The City Solicitor is hereby authorized and directed to cause a copy of this by-law, together with reasons for the designation set out in Schedule "B" hereto annexed and forming part of this by-law, to be registered against the property affected in the proper registry office.

3. The City Clerk is hereby authorized and directed,

- (i) to cause a copy of this by-law, together with reasons for the designation, to be served on the owner and The Ontario Heritage Foundation by personal service or by registered mail;
- (ii) to publish a notice of this by-law in a newspaper having general circulation in the Municipality of the City of Hamilton for three consecutive weeks.

PASSED this 13th day of April A.D. 1993.



City Clerk



Mayor

Schedule "A"

To

By-law No. 93- 089

114 John Street North, Hamilton, Ontario

In the City of Hamilton, The Regional Municipality of Hamilton-Wentworth, being composed of Lot 4 on the East Side of John Street, between Gore and Cannon Streets, in Nathaniel Hughson Survey,

COMMENCING at the south-west angle of said Lot 4, at a stone monument at the East side of John Street;

THENCE North Eighteen degrees East, (N.18°E.) Sixty-five and Thirty-four One Hundredths feet (65.34') more or less to a stone monument planted at the north-west angle of said Lot 4;

THENCE South Seventy-two degrees East, (S.72°E.) One Hundred and Fifty-five and Ten One Hundredths feet (155.10') more or less to a post planted at the north-east angle of said Lot 4;

THENCE South Eighteen degrees West, (S.18°W.) Sixty-five and Thirty-four One Hundredths feet (65.34') more or less to a post at the south-east angle of said Lot 4;

THENCE North Seventy-two degrees West, (N.72°W.) One Hundred and Fifty-five and Ten One Hundredths feet (155.10') more or less to the place of beginning.

THESE LANDS are intended to be all the lands as in Number 292733 N.S.;

AND the East limit of John Street mentioned herein is the East limit as confirmed by BA Plan Application Number 774, registered as 698 C.D.

Schedule "B"

to

By-law 93 - 089

Stewart Memorial Church

114 John Street North

Historical Significance

A landmark for Hamilton's Black community, Stewart Memorial Church on John Street North has a distinguished history as the city's oldest surviving Black congregation. With the influx of fugitive slaves into Upper Canada from the 1820s onward, emerged distinctive Black communities. For these early settlers, the church became a central focus, fulfilling both religious and social needs. By the late 1830s, Hamilton's Black population was large enough to support the establishment of both a Baptist and a Methodist church (the only denominations to establish churches specifically for Blacks). The earliest is believed to be *St. Paul's African Methodist Episcopal (AME) Church*, founded in 1835 under the authority of the (American) African Methodist Episcopal Body and situated in the north-east section of town, where the highest concentration of Blacks lived. According to the historical account passed on orally from generation to generation, the congregation was first housed on Rebecca Street in a small log structure, which was later replaced by a larger building. This location was, however, abandoned in 1879 when the structure was badly damaged by fire and the present church building, formerly occupied by the Methodist Episcopal congregation, was acquired.

Faced with financial difficulties during the Depression years, St. Paul's AME Church was saved from closure through the efforts of its congregation and Reverend J.C. Holland. The decision made in 1937 to sever ties with the Mother Body resulted in the formation of a non-denominational Black church named *Stewart Memorial Church* in honour of Reverend C.A. Stewart, whose death in 1936 ended many years of dedicated service to the congregation of St. Paul's. His successor Reverend Holland was voted Hamilton's "Citizen of the Year" in 1953, in recognition of his instrumental role in keeping the church open and long service to the church and community (1936-54).

Architectural Significance

The building now occupied by Stewart Memorial was erected in 1848 to serve as the Methodist Episcopal Church. Originally a simple frame structure with clapboard siding and a front-gabled roof, the building was substantially altered in the first decade of this century. According to available documentation, the original structure was reclad with brick masonry and the facade remodelled in the Gothic Revival style (circa 1905). Characteristic features include the pointed-arched window and door openings, the blind oculus in the gable front, and the flanking buttresses with tall pinnacles. Extensive interior renovations completed in 1908 included the installation of semi-circular pews, chandeliers (since removed) and an attractive, pressed-metal ceiling with Gothic-inspired, patterned tiles. Further renovations in the 1950s resulted in the removal of the original altar, certain elements of which have been preserved by the congregation.

Context

Situated on the east side of John Street North in the centre of the block between Wilson and Cannon, Stewart Memorial Church is located within a mixed commercial/ residential area, where buildings are now interspersed with expanses of vacant land. Standing opposite a large parking lot, the church today has a highly visible presence on the street.

In the early twentieth century, St. Paul's AME Church formed part of a continuous streetscape comprising a mix of houses, industrial buildings and churches (including the Methodist Episcopal Church built in 1878 at the south-west corner of John and Wilson).

Designated Features

Important to the preservation of Stewart Memorial Church are the original features of:

- the west (front), north and south facades, including the brick masonry with its decorative arches and detailing, the buttresses and pinnacles, and the door and window openings (excluding the modern doorway and windows).
- the sanctuary space, including the decorative pressed-metal ceiling and curved wood pews.

The Corporation of the City of Hamilton

BY-LAW NO. 93- 090

To Authorize an Amendment to:

**THE CONSTRUCTION OF A SENIOR CITIZEN'S CENTRE
AT SACKVILLE HILL MEMORIAL PARK**

WHEREAS by Order dated the 8th day of February 1991, The Ontario Municipal Board approved the construction of a Senior Citizen's Centre at Sackville Hill Memorial Park and the issuance of debentures in the amount of \$3,500,000.00;

AND WHEREAS the Council of The Corporation of the City of Hamilton enacted By-law No. 91-058 on March 26, 1991 to authorize the construction of a Senior Citizen's Centre at Sackville Hill Memorial Park at a gross cost of \$3,500,000.00;

AND WHEREAS the Council of The Corporation of the City of Hamilton in adopting Item 33 of the 14th Report of the Finance and Administration Committee at its meeting held on the 30th day of June, 1992, authorized a change in the gross cost and the debentured amount of this project;

AND WHEREAS Ontario Regulation 710/92 enacted under the authority of the Municipal Act, R.S.O. 1990, Chapter M.45, establishes a limit for a municipality's debt obligations which do not require the approval of the Ontario Municipal Board;

AND WHEREAS the financial commitments, liabilities and debt charges of the project listed below and The Corporation of the City of Hamilton's other debts and debt charges will not exceed the City's debt limit as specified by the Municipal Act and Regulation 710/92;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. The construction of a Senior's Centre at Sackville Hill Memorial Park may proceed as described in Schedule "A" attached to and forming part of this By-law at the gross cost of \$3,694,000. The debentured amount of this project is decreased to \$3,219,000.00.
2. The City Treasurer is authorized to arrange the issuance of the necessary debentures to a maximum of \$3,219,000.00 for a term not to exceed twenty years by The Regional Municipality of Hamilton-Wentworth and chargeable to the City.
3. The proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all such things necessary to give effect to this By-law.

PASSED this 13th day of April , 1993.



City Clerk



Mayor



SCHEDULE "A" TO BY-LAW 93-090

<u>Project</u>	<u>Gross Cost</u>	<u>Receipts & Subsidies</u>	<u>Debenture Amount</u>	<u>Term of Debenture</u>
Sackville Hill Senior Citizens' Centre	\$3,694,000	\$ 475,000	\$3,219,000	20 years

The Corporation of the City of Hamilton

BY-LAW NO. 93- 091

To Amend By-law 79-144 Respecting:

CLASS "H" ADULT ENTERTAINMENT PARLOUR LICENCES

WHEREAS the Corporation of the City of Hamilton enacted By-law 79-144 to licence Adult Entertainment Parlours;

AND WHEREAS it is desirable to reduce the number of available Class "H" licences and provide for further reduction of the number of Class "H" licences;

AND WHEREAS it is desirable to apply the restrictions on locating near residential and other prohibited areas to any location previously used as a Class "H" adult entertainment parlour;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law 79-144, as amended in By-laws 87-323 and 88-68, is hereby further amended as follows:

(a) Subsection 2(1) of By-law 79-144, as amended in By-laws 87-323 and 88-68, is further amended by deleting from the beginning of the subsection, the words "Subject to subsections 3, 4, and 4a".

(b) Subsections 2(4) and (5) of By-law 79-144, as added by By-law 87-323 and amended in By-law 88-68, are repealed and replaced with the following:

"(4) No person shall operate a Class "H" adult entertainment parlour in a permitted area unless:

(a) The Class "H" adult entertainment parlour is located on a lot having a minimum radial separation distance of 500 metres from the lot line to the lot line of every lot in an area listed in Schedule 4, or to the lot line of every lot in any residential district as provided and described in Zoning By-law No. 6593 as amended, or

(b) The Class "H" adult entertainment parlour is licensed and in operation on the day that this subsection comes into force and effect and so long as it continues to be so licensed."

"(5) Subject to (6), the total number of Class "H" licences to be granted under this by-law is 4."

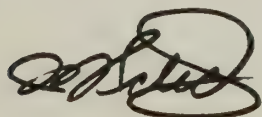
(c) Section 2 of By-law 79-144 is further amended by adding the following at the end of section 2, as subsection (6):

"(6) The total number of Class "H" licences to be granted under this by-law shall be reduced from 4, as Class "H" licences expire without renewal by the licence holder or as the licences are otherwise surrendered or lawfully revoked, until the number of licences is reduced to 2."

2. In all other respects By-law 79-144 as amended is confirmed without change.

3. This By-law comes into force and effect on the date of enactment.

PASSED this 13th day of April A.D. 1993.



City Clerk



Mayor



BY-LAW NO. 93 - 092

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 13TH DAY OF APRIL A.D., 1993.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

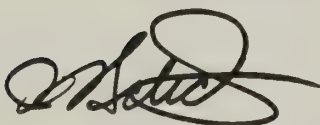
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 13th

day of April

A.D. 1993



CITY CLERK




MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 93-093

To Amend:

Zoning By-law No. 6593

Respecting:

**LANDS LOCATED BETWEEN DUNCAIRN CRESCENT AND HEATHERDALE PLACE,
AND WEST OF GONDOLA STREET**

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "C" (Urban Protected Residential, etc.) District provisions, as contained in Section 9 of Zoning By-law No. 6593, applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirement that,

(a) notwithstanding Section 9.(4) of By-law No. 6593, a minimum lot width of 11.4 m (37.4 ft) and a minimum lot area of 350.0 m² (3,767.5 sq. ft.), shall be provided and maintained for every lot.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "C" District provisions, subject to the special requirement referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1307.

4. Sheet No. W-17B of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1307.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 27th day of April A.D. 1993.



City Clerk



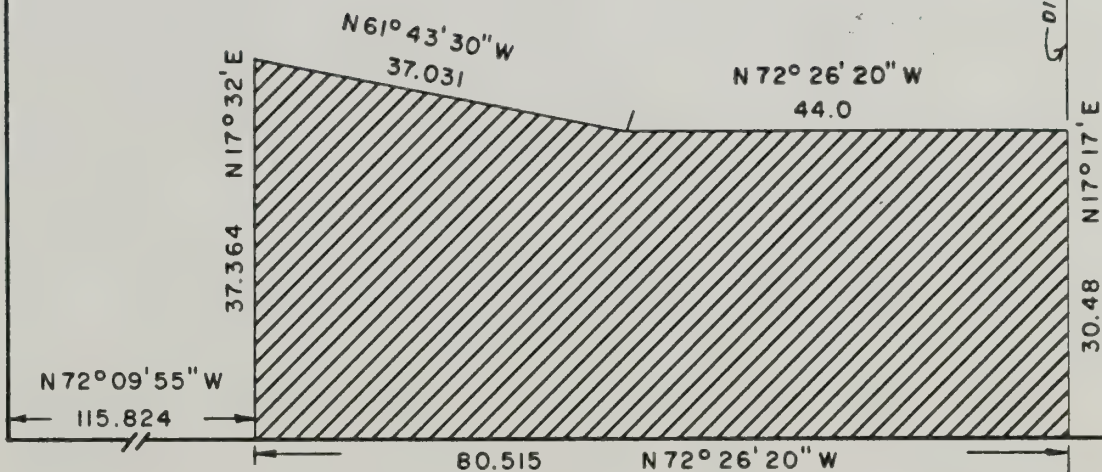
Mayor



GRENOBLE ROAD

LOT 18

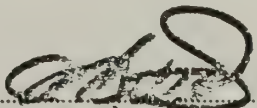
LOT 17



DUNCAIRN CRESCENT

NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 93 - .093
Passed the 27th day of April, 1993.


Clerk


Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 93 - .093

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



Lands to be regulated by
By-Law No. 93 - .093

North



Scale
NOT TO SCALE

Date
MARCH 1993

Reference File No.
ZA 92-51

Drawn By
Z.K.

The Corporation of the City of Hamilton

BY-LAW NO. 93-094

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 140, 150 AND 158 RYMAL ROAD WEST

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheets No. W-1D and W-9E of the District Maps, appended to and forming part of By-law No. 6593, are amended,

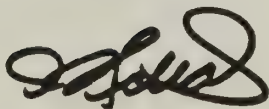
(a) by changing from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

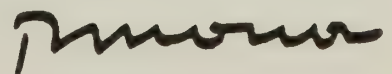
2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 27th day of April

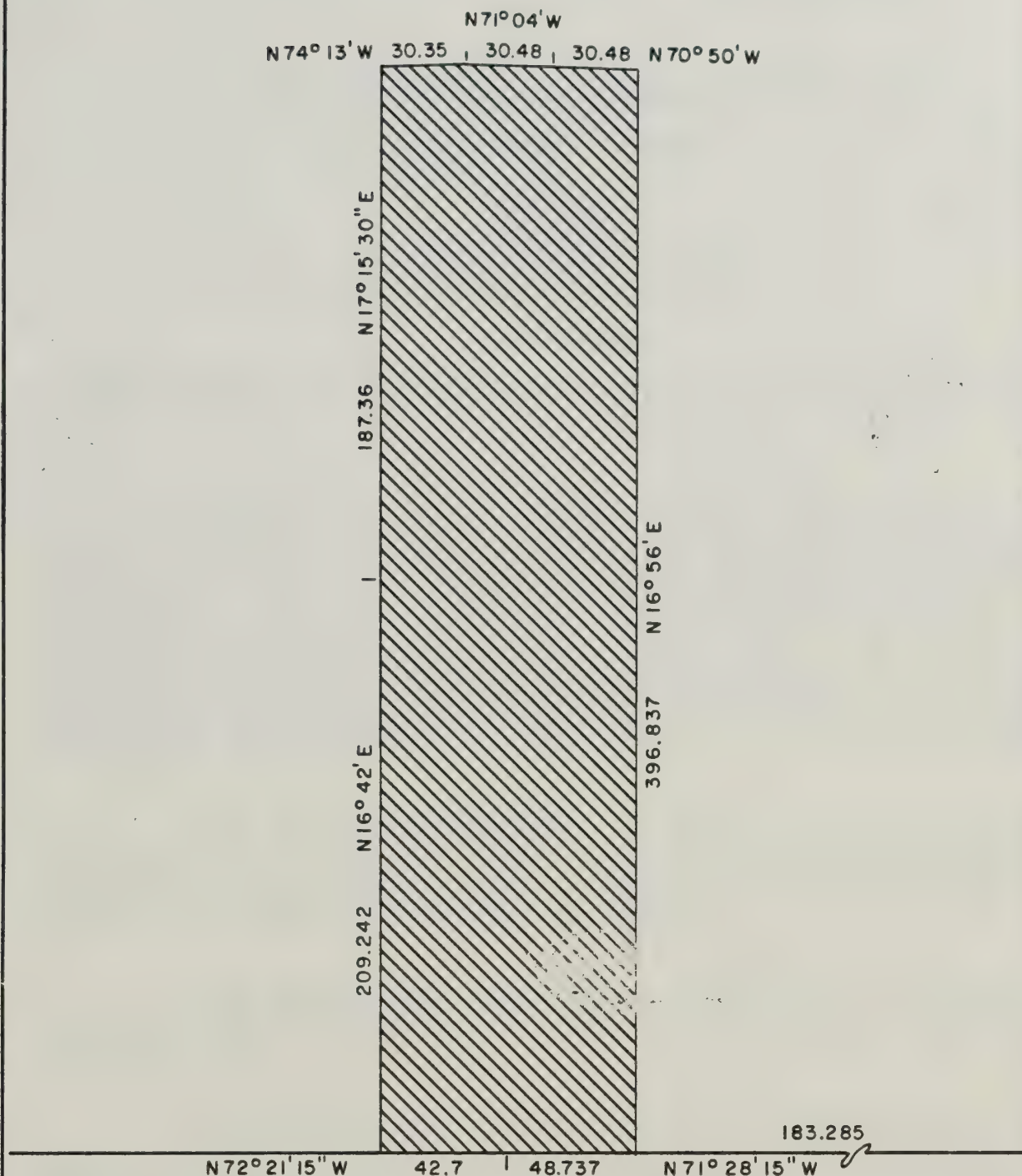
A.D. 1993.



City Clerk



Mayor



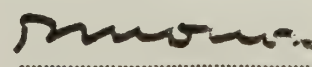
WEST 5TH STREET

RYMAL ROAD WEST

NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 93-094
Passed the 27th day of April, 1993.


Clerk


Mayor

City of Hamilton Schedule A

Map Forming Part of
By-Law No. 93-094

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Change in zoning from:



"AA" (Agricultural) District to
"C" (Urban Protected Residential,
etc.) District.

North



Scale
NOT TO SCALE

Date
MARCH 1993

Reference File No.
ZA 92 - 56

Drawn By
Z.K.

The Corporation of the City of Hamilton

BY-LAW NO. 93-095

To Amend:

Zoning By-law No. 6593
as Amended by Zoning By-law No. 88-281

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 1379-1383 UPPER JAMES STREET

WHEREAS By-law No. 88-281, passed by the Council of The Corporation of the City of Hamilton on the 29th day of November 1988, rezoned the above-captioned lands from "AA" (Agricultural) District to "HH" - 'H' (Restricted Community Shopping and Commercial - Holding) District (Block 1) and from "C" (Urban Protected Residential, etc.) District to "HH" - 'H' (Restricted Community Shopping and Commercial - Holding) District (Block 2) and established special requirements with respect to the said lands, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A";

AND WHEREAS section 2(a) of By-law No. 88-281 provides that upon the availability of all such municipal sewers serving the subject lands as the City deems necessary, the 'H' symbol shall be removed by amendment to By-law No. 88-281;

AND WHEREAS the municipal sewers so deemed necessary by the City have been installed and are available to service the subject lands;

AND WHEREAS this by-law does not conflict with the intent of the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982;

AND WHEREAS City Council in adopting Item 11 of the 6th Report of the Planning and Development Committee at its meeting held on the 30th day of March 1993, directed that By-law No. 88-281 be amended to remove the 'H' (Holding) symbol in respect of the above lands.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The 'H' (Holding) symbol affixed by By-law No. 88-281, passed on the 29th day of November 1988, to the "HH" - 'H' (Restricted Community Shopping and Commercial - Holding) District designation of Blocks 1 and 2, the extent and boundaries of which are shown on a plan annexed as Schedule "A" to By-law No. 88-281 and forming part thereof, is hereby removed, and the development of the lands comprised in said Blocks 1 and 2 may proceed in accordance with the "HH" District provisions of Zoning By-law No. 6593, subject to the special requirements referred to in section 3 of By-law No. 88-281.

2. Sheet No. E-9C of the District Maps, appended to and forming part of Zoning By-law No. 6593, as amended by section 1 of By-law No. 88-281, is further amended by changing from "HH" - 'H' (Restricted Community Shopping and Commercial - Holding) District to "HH" (Restricted Community Shopping and Commercial) District the lands comprised in Blocks 1 and 2, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A" and forming part of this by-law.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "HH" District provisions, subject to the special requirements referred to in section 3 of By-law No. 88-281.

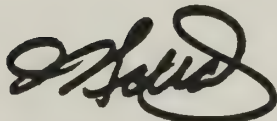
4. By-law No. 6593, as amended by By-law No. 88-281, passed on the 29th day of November 1988, is further amended by adding this by-law to section 19B as Schedule S-1091a.

5. Sheet No. E-9C of the District Maps, as amended by By-law No. 88-281, passed on the 29th day of November 1988, is further amended by marking the lands referred to in section 2 of this by-law, S-1091a.

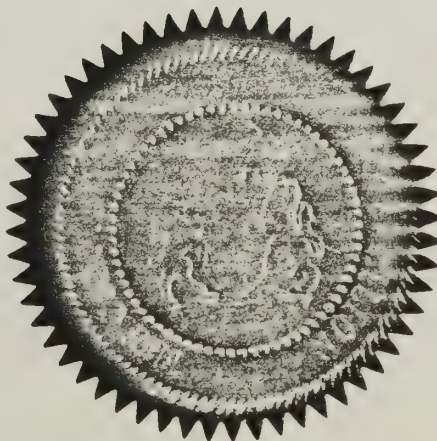
6. In all other respects, By-law No. 88-281 is hereby confirmed, unchanged.

PASSED this 27th day of April

A.D. 1993.



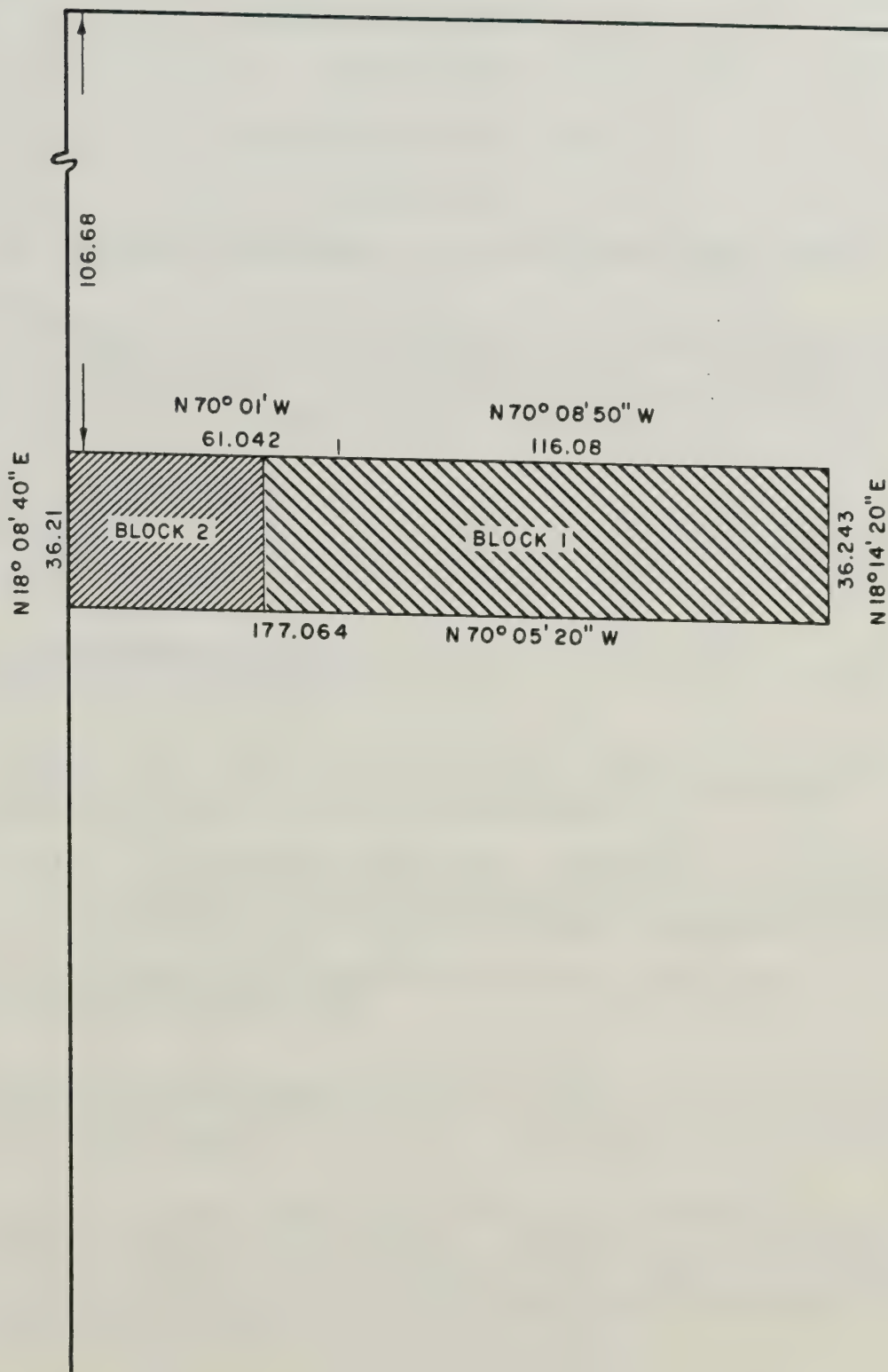
City Clerk



Mayor

STONE CHURCH ROAD EAST

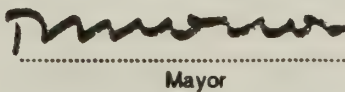
UPPER JAMES STREET



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 93 - 095
Passed the 27th day of April, 1993.


Clerk


Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 93 - 095....

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



Lands to be regulated by
By-Law No. 93 -

North



Scale
NOT TO SCALE

Date
MARCH 1993

Reference File No.
ZA 93-02

Drawn By
Z.K.

The Corporation of the City of Hamilton

BY-LAW NO. 93-096

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 796 UPPER GAGE AVENUE

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-38 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "H" (Community Shopping and Commercial, etc.) District to "H" - 'H' (Community Shopping and Commercial, etc. - Holding) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. (a) The 'H' symbol referred to in section 1 shall be removed conditional upon the applicant/owner applying for and receiving approval of a Site Plan.

(b) The 'H' symbol shall be removed by amendment to this by-law and the development of the lands referred to in section 1 may at such time proceed in accordance with the "H" District, provisions, subject to the special requirements referred to in section 3 of this by-law.

3. The "H" (Community Shopping and Commercial, etc.) District provisions, as contained in Section 14 of By-law No. 6593, applicable to the land referred to in section 1, are amended to the extent only of the following special requirements that,

- (a) notwithstanding Section 14.(1) of By-law No. 6593, a funeral home shall be permitted within the existing building;
- (b) notwithstanding Section 18A(7) of By-law No. 6593, one (1) parking space may have dimensions not less than 2.7 m wide and 5.4 m long;
- (c) Section 18A(26) of By-law No. 6593 shall not apply;
- (d) Section 18A(11) of By-law No. 6593 shall not apply to the northerly lot line for a distance of 20.0 m from the front lot line;

- (e) a minimum 0.5 m landscaped planting strip, and a visual barrier not less than 1.2 m in height and not greater than 2.0 m in height, shall be provided and maintained along the northerly lot line for a distance of 20.0 m from the front lot line;
- (f) a minimum 3.0 m wide planting strip, and a visual barrier not less than 1.2 m in height and not greater than 2.0 m in height, shall be provided and maintained along the westerly lot line;
- (g) a minimum landscaped area not less than 15% of the lot area shall be provided and maintained at grade.

4. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "H" District provisions, subject to the special requirements referred to in section 3.

5. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1308.

6. Sheet No. E-38 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1308.

7. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

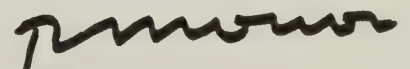
PASSED this 27th

day of April

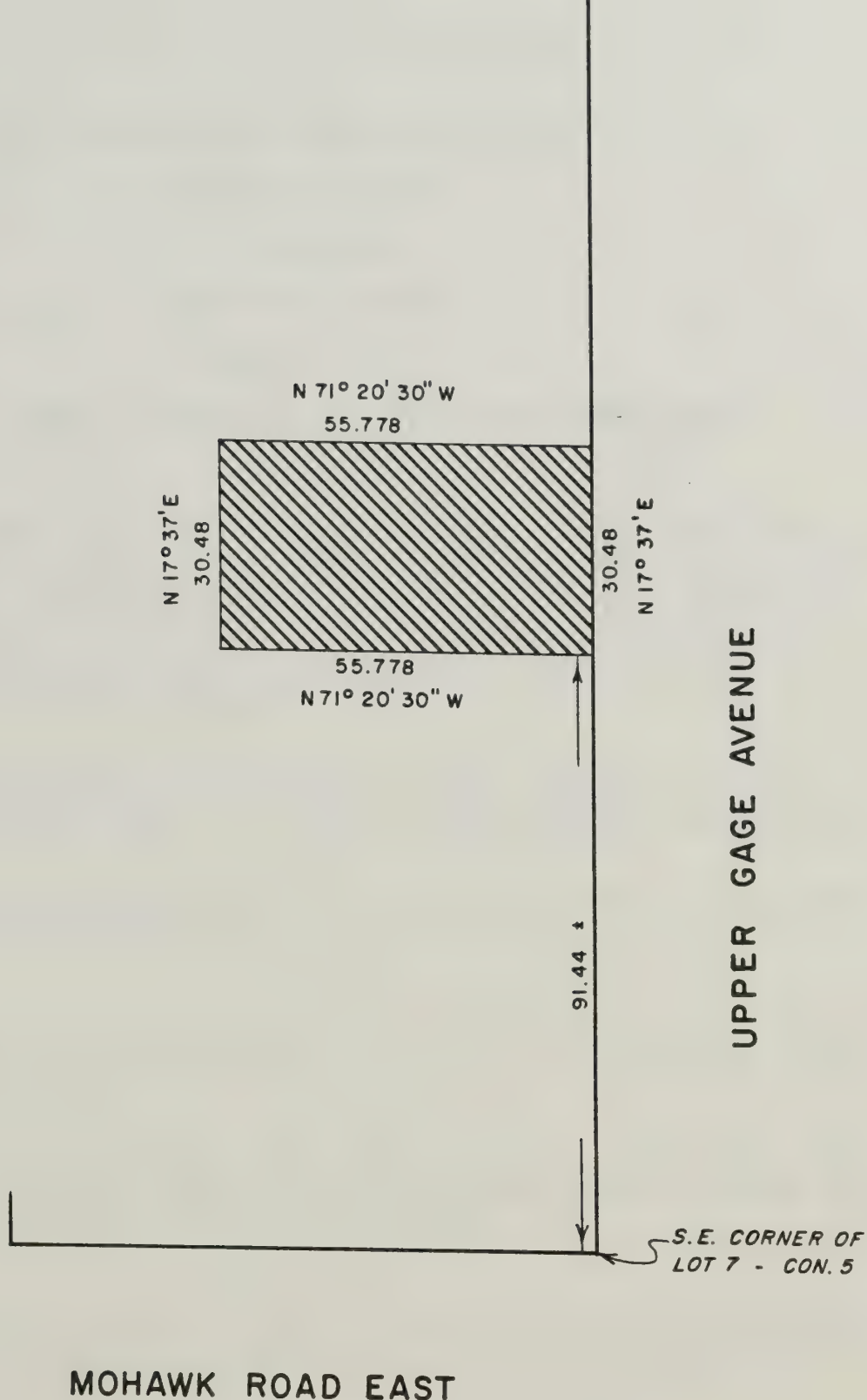
A.D. 1993.



City Clerk

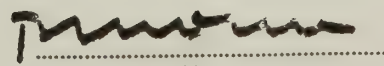
Mayor



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 93-096
Passed the 27th day of April, 1993.


Clerk


Mayor

City of Hamilton Schedule A

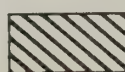
Map Forming Part of
By-Law No. 93-096....

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Change in zoning from:



"H" (Community Shopping and Commercial,
etc.) District to "H" - 'H' (Community Shop-
ping and Commercial, etc. - Holding)
District, modified.

North



Scale
NOT TO SCALE

Date
APRIL 1993

Reference File No.
ZAC 93-07

Drawn By
Z.K.

The Corporation of the City of Hamilton

BY-LAW NO. 93-097

To Establish:

Site Plan Control

Respecting:

LAND LOCATED AT MUNICIPAL NO. 796 UPPER GAGE AVENUE

WHEREAS By-law No. 79-275, passed on the 25th day of September 1979, under Section 35a of the Planning Act, as re-enacted by the Planning Amendment Act, 1979, S.O. 1979, Chapter 59, Section 1, [now Section 41 of the Planning Act, R.S.O. 1990, c. P. 13], as amended by By-law No. 87-223, passed on the 28th day of July 1987, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land hereinafter referred to.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

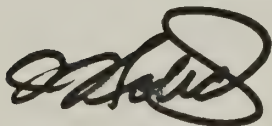
1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:

149. Land located at Municipal No. 796 Upper Gage Avenue, shown on Appendix 149 hereto annexed and forming part of this by-law.

2. Appendix 149 to By-law No. 79-275 is hereto annexed as Schedule "A", and forms part of this by-law, and By-law No. 79-275, as amended.

PASSED this 27th day of April

A.D. 1993.

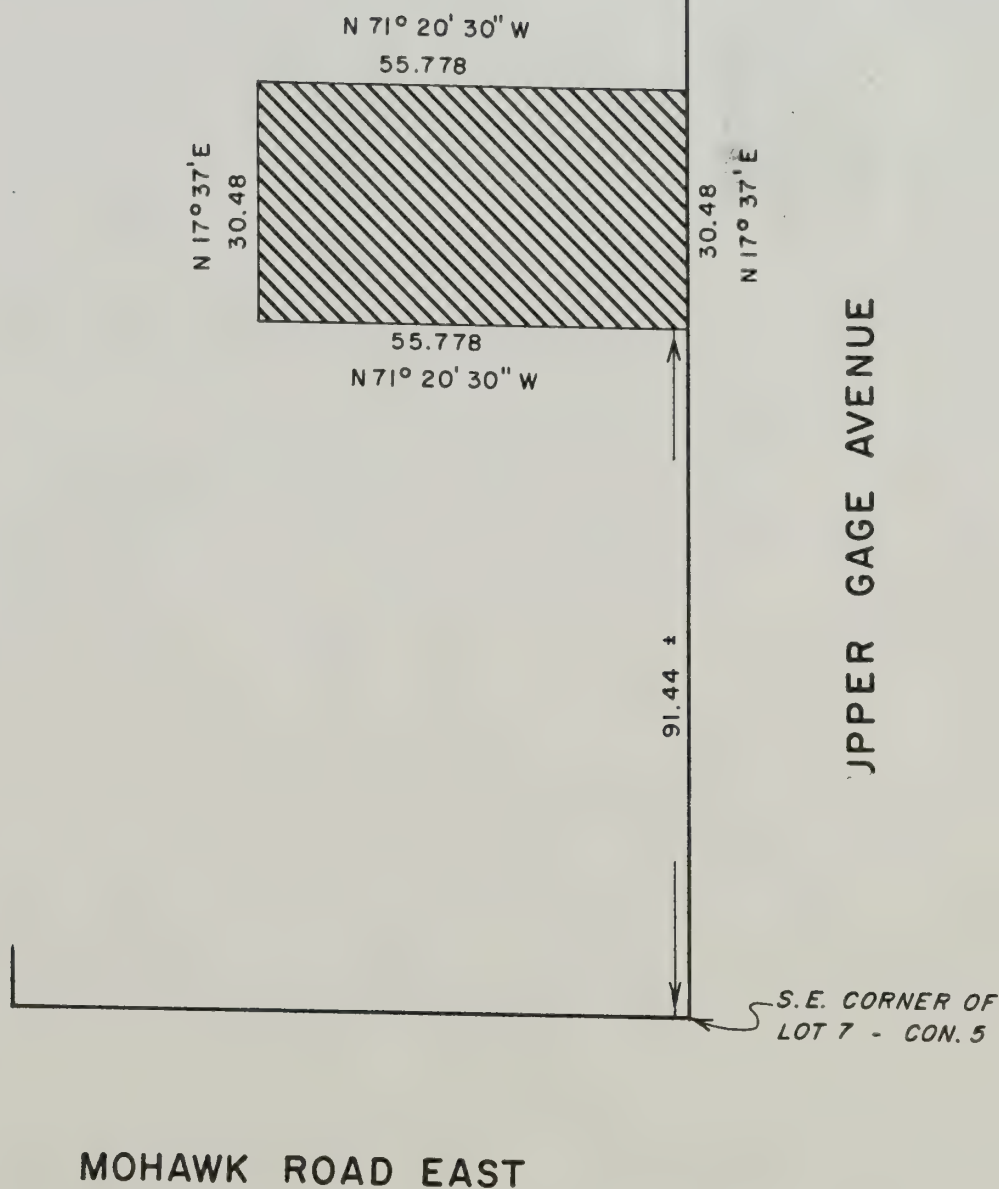


City Clerk



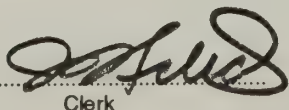
Mayor

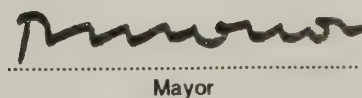




NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 93-097.....
Passed the 27th day of April, 1993.


Clerk


Mayor

City of Hamilton
Appendix 149
to By-Law No.79-275

as Amended by
By-Law No.87-223

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



Lands Designated Under this By-Law
as an area of Site Plan Control pursuant
to Section 41 of the Planning Act,
R.S.O., 1990.

North



Scale
NOT TO SCALE

Date
APRIL 1993

Reference File No.
ZAC 93-07

Drawn By
Z.K.

The Corporation of the City of Hamilton

BY-LAW NO. 93-098

To Amend:

Market By-law No. 92-310

Respecting:

TEMPORARY STALLHOLDER SIGNAGE

WHEREAS subsection 72 of section 210 of the Municipal Act, R.S.O. 1990, Chapter M.45 authorizes a municipality to enact by-laws for establishing, maintaining and regulating markets;

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 92-310 on the 8th day of December 1992 to regulate the Hamilton Farmers' Market;

AND WHEREAS the Council of The Corporation of the City of Hamilton in adopting Section 14 of the 6th Report of the Finance and Administration Committee at its meeting held on the 30th day of March 1993 recommended that By-law No. 92-310 be amended to allow for temporary stallholder signage to be displayed on stalls at the Hamilton Farmers' Market when occupied by daily vendors.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 10 of By-law No. 92-310 is amended by adding thereto the following the following subsection:

"(4) Every stallholder who occupies a stand on a regularly scheduled market day as a daily vendor may display a sign provided by the Market Manager in the form of Schedule "C" hereto annexed, or such other sign approved or authorized by the Market Manager in her sole discretion."

2. Schedule "A" annexed hereto forms part of this by-law, and part of By-law No. 92-310 as Schedule "C".

3. In all other respects, By-law No. 92-310 is hereby confirmed, unchanged.

PASSED this 27th day of April

A.D. 1993.



City Clerk



Mayor



SCHEDULE "A"

To By-law No. 93-098

and

SCHEDULE "C"

To By-law No. 92-310

HAMILTON FARMERS MARKET
DAILY VENDOR
STAND NO. _____

Business Name
DATE _____ Market Office _____

The Corporation of the City of Hamilton

BY-LAW NO. 93- 099

To Authorize:

The Levy of a Special Charge

In Respect of:

THE INTERNATIONAL VILLAGE BUSINESS IMPROVEMENT AREA

GENERALLY COVERING BOTH SIDES OF KING STREET EAST BETWEEN
MARY STREET AND WELLINGTON STREET NORTH

WHEREAS subsection 220(17) of the Municipal Act, R.S.O. 1990, Chapter M-45, provides that the Council may levy a special charge for the purposes of the Board of Management of an Improvement Area.

(17) Subject to such maximum and minimum charges as the Council may specify by by-law, the Council shall in each year levy a special charge upon persons in the area assessed for business assessment sufficient to provide a sum equal to the sum of money provided for the purposes of the Board of Management for that area, together with interest thereon at such rate as is required to repay any interest payable by the municipality on the whole or any part of such sum, which shall be borne and paid by such persons in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

AND WHEREAS the Council of the City of Hamilton in adopting Section 4 of the First Report of the Planning and Development Committee on January 12, 1993 approved the amount of \$62,113.00 for 1993, for the purpose of the Board of Management of the Business Improvement Area designated by By-law No. 87-178.

AND WHEREAS it is intended that a special charge be levied in accordance with subsection 220(17) of the Municipal Act.

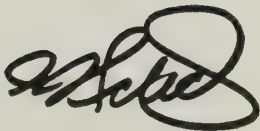
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. There is hereby levied a special charge upon persons in the Improvement Area assessed for business assessment calculated as set out in Schedule "A" hereto annexed and forming part of this by-law.

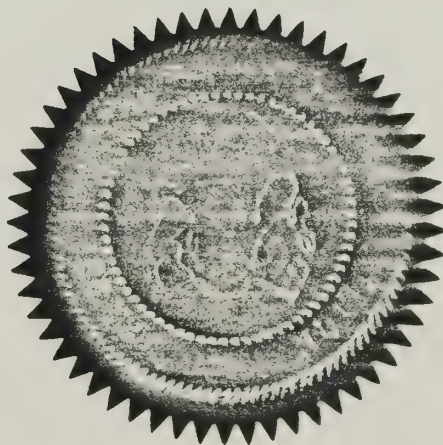
2. The special charge levied shall be sufficient to provide a sum equal to the sum of \$62,113.00 provided for the purposes of the Board of Management for the Improvement Area designated by By-law No. 87-308 together with interest, if any.

3. The special charge and interest shall be borne and paid by the persons referred to in Section 1, in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

PASSED this 27th day of April A.D. 1993



CITY CLERK



MAYOR

SCHEDULE "A"

To By-law No. 93-099

1. Total assessed value of all the real property
in the area used as the basis for computing
business assessment. \$1,015,282.00
2. The Mill Rate for the special charge is calculated
by: 61.1781
 - a) dividing the approved estimates of the
Board of Management by
 - b) the total assessed value and
 - c) multiplying the result by 1,000
3. Approved estimate for 1993 \$62,113.00

The Corporation of the City of Hamilton

BY-LAW NO. 93-100

To Authorize:

The Levy of a Special Charge

In Respect of:

THE MAIN STREET WEST ESPLANADE BUSINESS IMPROVEMENT AREA

GENERALLY COMPRISED OF LANDS ON THE EAST AND WEST SIDES
OF MAIN STREET WEST BETWEEN LOCKE STREET ON THE WEST AND
QUEEN STREET ON THE EAST

WHEREAS subsection 220(17) of the Municipal Act, R.S.O. 1990, Chapter M-45, provides that the Council may levy a special charge for the purposes of the Board of Management of an Improvement Area.

(17) Subject to such maximum and minimum charges as the Council may specify by by-law, the Council shall in each year levy a special charge upon persons in the area assessed for business assessment sufficient to provide a sum equal to the sum of money provided for the purposes of the Board of Management for that area, together with interest thereon at such rate as is required to repay any interest payable by the municipality on the whole or any part of such sum, which shall be borne and paid by such persons in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

AND WHEREAS the Council of the City of Hamilton in adopting Section 4 of the Fourth Report of the Planning and Development Committee on February 23, 1993 approved the amount of \$4,000.00 for 1993, for the purpose of the Board of Management of the Business Improvement Area designated by By-law No. 87-178.

AND WHEREAS it is intended that a special charge be levied in accordance with subsection 220(17) of the Municipal Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. There is hereby levied a special charge upon persons in the Improvement Area assessed for business assessment calculated as set out in Schedule "A" hereto annexed and forming part of this by-law.

2. The special charge levied shall be sufficient to provide a sum equal to the sum of \$4,000.00 provided for the purposes of the Board of Management for the Improvement Area designated by By-law No. 87-308 together with interest, if any.

3. The special charge and interest shall be borne and paid by the persons referred to in Section 1, in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

PASSED this 27th day of April A.D. 1993



CITY CLERK



MAYOR



SCHEDULE "A"

To By-law No. 93-100

1. Total assessed value of all the real property
in the area used as the basis for computing
business assessment. \$252,899.00
2. The Mill Rate for the special charge is calculated 15.8166
by:
 - a) dividing the approved estimates of the
Board of Management by
 - b) the total assessed value and
 - c) multiplying the result by 1,000
3. Approved estimate for 1993 \$ 4,000.00

The Corporation of the City of Hamilton

BY-LAW NO. 93-101

To Authorize:

The Levy of a Special Charge

In Respect of:

WESTDALE VILLAGE BUSINESS IMPROVEMENT AREA

GENERALLY COVERING KING STREET WEST AND THE AREA OF THE
INTERSECTION OF CLINE AVENUE AND KING STREET WEST AND EXTENDING
TO AN AREA WEST OF NEWTON AVENUE AND STERLING STREET

WHEREAS subsection 220(17) of the Municipal
Act, R.S.O. 1990, Chapter M-45, provides that the Council may
levy a special charge for the purposes of the Board of Management
of an Improvement Area.

(17) Subject to such maximum and
minimum charges as the Council may
specify by by-law, the Council shall
in each year levy a special charge upon
persons in the area assessed for business
assessment sufficient to provide a sum
equal to the sum of money provided for
the purposes of the Board of Management
for that area, together with interest
thereon at such rate as is required to
repay any interest payable by the
municipality on the whole or any part
of such sum, which shall be borne and
paid by such persons in the proportion
that the assessed value of the real
property that is used as the basis
for computing the business assessment
of each of such persons bears to the
assessed value of all the real property
in the area used as the basis for
computing business assessment.

AND WHEREAS the Council of the City of Hamilton
in adopting Section 3 of the Fifth Report of the Planning and
Development Committee on March 9, 1993 approved the amount of
\$25,000.00 for 1993, for the purpose of the Board of Management of the
Business Improvement Area designated by By-law No. 87-178.

AND WHEREAS it is intended that a special charge
be levied in accordance with subsection 220(17) of the Municipal
Act.

NOW THEREFORE the Council of The Corporation of
the City of Hamilton enacts as follows:

1. There is hereby levied a special charge upon
persons in the Improvement Area assessed for business assessment
calculated as set out in Schedule "A" hereto annexed and forming
part of this by-law.

2. The special charge levied shall be sufficient to provide a sum equal to the sum of \$25,000.00 provided for the purposes of the Board of Management for the Improvement Area designated by By-law No. 87-308 together with interest, if any.

3. The special charge and interest shall be borne and paid by the persons referred to in Section 1, in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

PASSED this 27th day of April A.D. 1993



CITY CLERK



MAYOR

SCHEDULE "A"

To By-law No. 93-101

1. Total assessed value of all the real property
in the area used as the basis for computing
business assessment. \$673,699.00
2. The Mill Rate for the special charge is calculated 37.1086
by:
 - a) dividing the approved estimates of the
Board of Management by
 - b) the total assessed value and
 - c) multiplying the result by 1,000
3. Approved estimate for 1993 \$25,000.00

The Corporation of the City of Hamilton

BY-LAW NO. 93- 102

To Authorize:

The Levy of a Special Charge

In Respect of:

THE CONCESSION STREET BUSINESS IMPROVEMENT AREA

GENERALLY COMPRISED OF LANDS COVERING CONCESSION STREET
BETWEEN EAST 18TH STREET AND EAST 25TH STREET

WHEREAS subsection 220(17) of the Municipal Act, R.S.O. 1990, Chapter M-45, provides that the Council may levy a special charge for the purposes of the Board of Management of an Improvement Area.

(17) Subject to such maximum and minimum charges as the Council may specify by by-law, the Council shall in each year levy a special charge upon persons in the area assessed for business assessment sufficient to provide a sum equal to the sum of money provided for the purposes of the Board of Management for that area, together with interest thereon at such rate as is required to repay any interest payable by the municipality on the whole or any part of such sum, which shall be borne and paid by such persons in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

AND WHEREAS the Council of the City of Hamilton in adopting Section 2 of the Second Report of the Planning and Development Committee on January 26, 1993 approved the amount of \$8,425.00 for 1993, for the purpose of the Board of Management of the Business Improvement Area designated by By-law No. 87-178.

AND WHEREAS it is intended that a special charge be levied in accordance with subsection 220(17) of the Municipal Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. There is hereby levied a special charge upon persons in the Improvement Area assessed for business assessment calculated as set out in Schedule "A" hereto annexed and forming part of this by-law.

2. The special charge levied shall be sufficient to provide a sum equal to the sum of \$8,425.00 provided for the purposes of the Board of Management for the Improvement Area designated by By-law No. 87-308 together with interest, if any.

3. The special charge and interest shall be borne and paid by the persons referred to in Section 1, in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

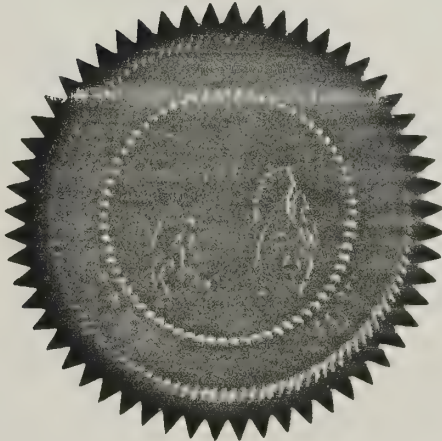
PASSED this 27th day of April A.D. 1993



CITY CLERK



MAYOR



SCHEDULE "A"

To By-law No. 93-102

1. Total assessed value of all the real property
in the area used as the basis for computing
business assessment.
\$729,508.00

2. The Mill Rate for the special charge is calculated 11.5489
by:
 - a) dividing the approved estimates of the
Board of Management by
 - b) the total assessed value and
 - c) multiplying the result by 1,000

3. Approved estimate for 1993 \$8,425.00

The Corporation of the City of Hamilton

BY-LAW NO. 93-103

To levy the Special Charges for 1993 for the Improvement Area in the Area between King William Street, Mary Street, Main Street East and James Street, designated by By-Law 82-151

WHEREAS, pursuant to Section 220(17) of the Municipal Act, R.S.O. 1990, Chapter M-45, the Board of Management for the Improvement Area has submitted Estimates for the year 1993:

AND WHEREAS, a Special Charge is to be levied to raise the sum equal to the total of the Estimates.

THEREFORE, the Council of The Corporation of the City of Hamilton enacts as follows:

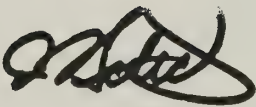
1. The Estimates of the Board of Management for the Improvement Area in the area between King William Street, Mary Street, Main Street East and James Street for 1993 in the amount of \$155,000.00 are hereby approved.
2. In order to raise the said \$155,000.00 there is hereby levied a mill rate of 19.6207 as a Special Charge on the persons in the area assessed for business assessment, in accordance with By-law 82-152, as follows:
 - (1) The assessed value of all the real property in the Areas used as the basis for computing business assessment (known herein as "the Total Assessed Value") is
\$8,797,930
 - (2) The assessed value of the real property that is used as the basis for computing the business assessment for DMS Management Ltd. with respect to the hotel business known as "The Royal Connaught Hotel" at 82 King Street East is 592,212
This is reduced by two-thirds 394,808
to produce the Reduced Assessed Value of that business: \$197,404
 - (3) The assessed value of the real property that is used as the basis for computing the business assessment of Commonwealth Hospitality Ltd with respect to the hotel business known as "The Holiday Inn" at 150 King Street East is 754,938
This is reduced by two-thirds 503,292
to produce the Reduced Assessed Value of the business: \$251,646
 - (4) "The Reduced Total Assessed Value" is
\$8,797,930 - (394,808+503,292): \$7,899,830
 - (5) The Mill Rate for the Special Charge is calculated by:
 - (a) dividing the approved estimates of the Board of Management, \$155,000

(b) by the Reduced Total Assessed Value, \$7,899,830 and

(c) multiplying the result by 1,000: 19.6207

3. The portion of the Special Charge which is to be paid by the hotel business in sub-paragraph 2.(2) shall be determined by multiplying its Reduced Assessed Value by the Mill Rate.
4. The portion of the Special Charge to be paid by the hotel business in sub-paragraph 2.(3) shall be determined by multiplying its Reduced Assessed Value by the Mill Rate.
5. The portion of the Special Charge to be paid by each of the other persons in the Area assessed for business assessment shall be determined by multiplying the assessed value of the real property that is used as the basis for computing the business assessment of such person by the Mill Rate.

PASSED this 27th day of April A.D. 1993



CITY CLERK



MAYOR



The Corporation of the City of Hamilton

BY-LAW NO. 93- 104

To Authorize:

The Levy of a Special Charge

In Respect of:

THE OTTAWA STREET NORTH BUSINESS IMPROVEMENT AREA

GENERALLY COVERING OTTAWA STREET NORTH BETWEEN MAIN STREET
EAST AND EXTENDING TO AN AREA NORTH OF BARTON STREET EAST

WHEREAS subsection 220(17) of the Municipal Act, R.S.O. 1990, Chapter M-45, provides that the Council may levy a special charge for the purposes of the Board of Management of an Improvement Area.

(17) Subject to such maximum and minimum charges as the Council may specify by by-law, the Council shall in each year levy a special charge upon persons in the area assessed for business assessment sufficient to provide a sum equal to the sum of money provided for the purposes of the Board of Management for that area, together with interest thereon at such rate as is required to repay any interest payable by the municipality on the whole or any part of such sum, which shall be borne and paid by such persons in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

AND WHEREAS the Council of the City of Hamilton in adopting Section 2 of the 1st Report of the Planning and Development Committee on January 12, 1993 approved the amount of \$87,000.00 for 1993, for the purpose of the Board of Management of the Business Improvement Area designated by By-law No. 87-178.

AND WHEREAS it is intended that a special charge be levied in accordance with subsection 220(17) of the Municipal Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

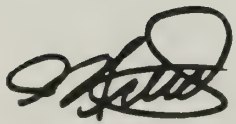
1. There is hereby levied a special charge upon persons in the Improvement Area assessed for business assessment calculated as set out in Schedule "A" hereto annexed and forming part of this by-law.

(2)

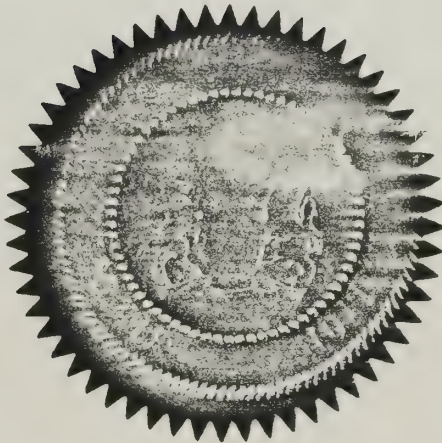
2. The special charge levied shall be sufficient to provide a sum equal to the sum of \$87,000.00 provided for the purposes of the Board of Management for the Improvement Area designated by By-law No. 87-308 together with interest, if any.

3. The special charge and interest shall be borne and paid by the persons referred to in Section 1, in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

PASSED this 27th day of April A.D. 1993



CITY CLERK



MAYOR

SCHEDULE "A"

To By-law No. 93-104

1. Total assessed value of all the real property
in the area used as the basis for computing
business assessment. \$1,463,229.00
2. The Mill Rate for the special charge is calculated 59.4575
by:
 - a) dividing the approved estimates of the
Board of Management by
 - b) the total assessed value and
 - c) multiplying the result by 1,000
3. Approved estimate for 1993 \$87,000.00

The Corporation of the City of Hamilton

BY-LAW NO. 93- 105

TO FIX THE RATES OF TAXATION
FOR MUNICIPAL PURPOSES FOR THE YEAR 1993

WHEREAS the Estimates for the year 1993 which set forth the revenues and expenditures of the Corporation of the City of Hamilton, were approved by the Council of the Corporation of the City of Hamilton on February 26, 1993 and

WHEREAS it is necessary to impose rates of taxation for the year 1993,

THEREFORE, the Council of The Corporation of the City of Hamilton enacts as follows:

1. That there shall be levied and raised on the whole of the rateable property of the Corporation of the City of Hamilton in the amount of \$1,006,177,847.00, of which \$593,419,976.00 is Residential assessment and \$412,757,871.00 is Non-residential assessment, the following rates of taxation:

(1)	For general municipal purposes 122.6121 mills producing	\$123,369,580.00
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(2)	The amount to be levied and raised against "residential" assessments in the amount of \$593,419,976.00 as required by The Municipal Act shall be reduced by \$10,914,050.00 or 18.5916 mills in accordance with Section 9(3a) of the Ontario Unconditional Grants Act, R.S.O. 1990, Chapter O.38	<u>\$ 10,914,050.00</u>
		<u>\$112,455,530.00</u>

2. The rate to be levied against "residential" assessments as required by The Municipal Act for Municipal purposes is 104.2203 mills on the dollar.

3. The rate to be levied against "non-residential" assessments as required by The Municipal Act for Municipal purposes is 122.6121 mills on the dollar.

4. This by-law comes into force on the date on which it is enacted by the Council of The Corporation of the City of Hamilton.

PASSED this 27th day of April A.D., 1993.



CITY CLERK



MAYOR



The Corporation of the City of Hamilton

BY-LAW NO. 93- 106

TO FIX THE RATES OF TAXATION FOR REGIONAL PURPOSES FOR THE YEAR 1993

WHEREAS the Regional Municipality of Hamilton-Wentworth has approved the requisition to The Corporation of the City of Hamilton for \$124,510,470.00 representing the City of Hamilton's share of the cost of operating the Regional Municipality of Hamilton-Wentworth for the year 1993.

WHEREAS after the deduction of \$9,297,800.00 of 1993 estimated shared revenues, the funds for which have been provided in the City of Hamilton 1993 Estimates, and the addition of the 1992 underlevy in the amount of \$242,623.00, it is intended to levy against the ratepayers of the City of Hamilton the resulting net amount of \$115,455,293.00 for the year 1993.

NOW THEREFORE The Council of The Corporation of the City of Hamilton enacts as follows:

1. The estimated Corporation of the City of Hamilton's share of the Regional Municipality of Hamilton-Wentworth's 1993 levy, in the amount of \$124,510,470.00 is hereby adopted as part of the 1993 Estimates of The Corporation of the City of Hamilton.

2. That there shall be levied and raised on the whole of the rateable property of The Corporation of the City of Hamilton in the amount of \$1,006,177,847.00 of which \$593,419,976.00 is Residential assessment and \$412,757,871.00 is non-residential assessment, the following rates of taxation:

- (1)

for Regional purposes 125.8828 mills
producing

126,660,480.00
- (2)

the amount to be levied and raised
against "residential" assessments in the amount of
\$593,419,976.00 as required by The Municipal Act
shall be reduced by \$11,205,190.00 or 18.8824 mills
in accordance with Section 9(3a) of The Ontario
Unconditional Grants Act, R.S.O. 1990, Chapter O.38

\$ 11,205,190.00

\$115,455,290.00
- (3)

the rate to be levied against
"residential" assessments as required by The Municipal
Act for Regional purposes is 107.0004 mills on the dollar
- (4)

the rate to be levied against "non-
residential" assessments as required by The Municipal
Act for Regional purposes is 125.8828 mills on the
dollar

(5) this by-law comes into force on the date on which it is enacted by the Council of The Corporation of the City of Hamilton.

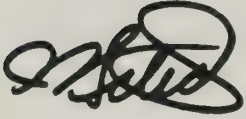
PASSED this

27th

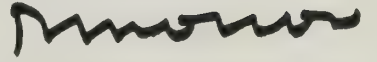
day of

April

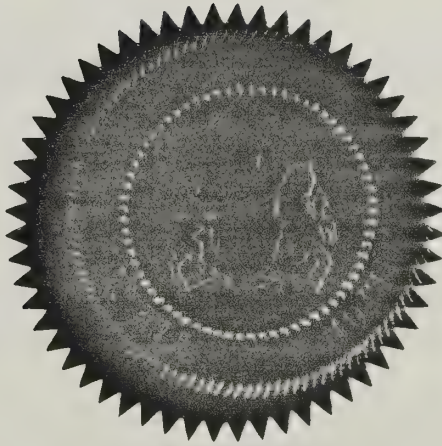
A.D., 1993.



CITY CLERK



MAYOR



The Corporation of the City of Hamilton

BY-LAW NO. 93-107

TO FIX THE RATES OF TAXATION FOR SCHOOL PURPOSES
FOR THE YEAR 1993

WHEREAS the estimates of revenues and expenditures of the Board of Education for the City of Hamilton and the Hamilton-Wentworth Roman Catholic Separate School Board, for school purposes, have been submitted to the Finance and Administration Committee of the City of Hamilton.

WHEREAS it is necessary to impose rates of taxation for the year 1993 for school purposes.

THEREFORE, the Council of The Corporation of the City of Hamilton enacts as follows,

1. That there shall be levied and raised on the whole of the rateable property of The Corporation of the City of Hamilton in the amount of \$1,006,177,847.00, of which \$593,419,976.00 is Residential assessment and \$412,757,871.00 is Non-residential assessment, the following rates of taxation,

- (a) for Public School elementary purposes
138.0427 mills on all rateable property in the amount
of \$782,230,807.00, of which \$430,237,694.00 is
Residential assessment and \$351,993,113.00 is Non-
residential assessment, liable for Public School rates
as requested to be levied by the Board of Education
for the City of Hamilton producing \$107,981,260.00

- (b) for Separate School elementary purposes
138.0427 mills on all rateable property in the amount
of \$223,947,040.00, of which \$163,182,282.00 is
Residential assessment and \$60,764,758.00 is Non-
residential assessment, liable for Separate School
rates as requested to be levied by the Hamilton-
Wentworth Roman Catholic Separate School Board
producing 30,914,250.00

- (c) for Public School secondary purposes
85.7207 mills on all rateable property in the amount
of \$782,230,807.00 of which \$430,237,694.00 is
Residential assessment and \$351,993,113.00 is Non-
residential assessment, liable for Secondary School
rates as requested to be levied by the Board of
Education for the City of Hamilton producing 67,053,370.00

(d) for Separate School Secondary purposes
85.7207 mills on all rateable property in the amount
of \$223,947,040.00 of which \$163,182,282.00 is
Residential assessment and \$60,764,758.00 is Non-
residential assessment liable for Separate School
rates as requested to be levied by the Hamilton-
Wentworth Roman Catholic Separate School Board
producing 19,196,900.00

\$225,145,780.00

(e) The amount to be levied and raised
against "residential" assessments in the amount of
\$430,237,694.00 determined as required by The
Municipal Act shall be reduced by \$8,908,670.00 or
20.7064 mills which is the amount of the estimated
revenue from payments to be received by the Board
of Education of The Corporation of the City of
Hamilton in 1993 for elementary school purposes
under The Education Act, R.S.O. 1990, Chapter E. 2 \$ 8,908,670.00

(f) The amount to be levied and raised
against "residential" assessments in the amount of
\$163,182,282.00 as required by The Municipal Act
shall be reduced by \$3,378,920.00 or 20.7064 mills
which is the amount of the estimated revenue from
payments to be received by the Hamilton-Wentworth
Roman Catholic Separate School Board in 1993
for elementary school purposes under the Education
Act, R.S.O. 1990, Chapter E. 2 3,378,920.00

(g) The amount to be levied and raised
against "residential" assessments in the amount of
\$430,237,694.00 determined as required by The
Municipal Act shall be reduced by \$5,532,040.00
or 12.8581 mills which is the amount of the estimated
revenue from payments to be received by The Board
of Education of The Corporation of the City of
Hamilton in 1993 for secondary school purposes
under The Education Act, R.S.O. 1990, Chapter E. 2 5,532,040.00

(h) The amount to be levied and raised
against "residential" assessments in the amount of
\$163,182,282.00 determined as required by The
Municipal Act shall be reduced by \$2,098,220.00 or
12.8581 mills which is the amount of the estimated
revenue from payments to be received by the Hamilton-
Wentworth Roman Catholic Separate School Board
in 1993 for secondary school purposes under The
Education Act, R.S.O. 1990, Chapter E. 2 2,098,220.00

\$205,227,930.00

2. The Education rate to be levied against "residential" assessments as required by The Municipal Act for:

(a) Public School supporters is 190.1989 mills on the dollar, and

(b) Separate School supporters is 190.1989 mills on the dollar.

3. The Education rate to be levied against "non-residential" assessments as required by The Municipal Act for:

(a) Public School supporters is 223.7634 mills on the dollar, and

(b) Separate School supporters is 223.7634 mills on the dollar.

4. The By-law comes into force on the date on which it is enacted by the Council of The Corporation of the City of Hamilton.

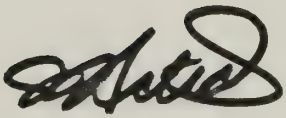
PASSED this

27th

day of

April

A.D., 1993.



CITY CLERK



MAYOR



The Corporation of the City of Hamilton

BY-LAW NO. 93-108

**TO FIX THE TOTAL RATES OF TAXATION FOR
MUNICIPAL, REGIONAL AND SCHOOL PURPOSES FOR THE YEAR 1993**

WHEREAS the Council of The Corporation of the City of Hamilton has approved By-laws 93- 105 , 93- 106 and 93- 107 being By-laws to impose rates of taxation for the year 1993 for:

- (a) Municipal purposes
- (b) Regional purposes
- (c) Education purposes

AND WHEREAS it is intended to consolidate herein the levies referred to in said by-laws.

NOW THEREFORE The Council of The Corporation of the City of Hamilton enacts as follows:

1. The total rate to be levied against "residential" assessments as required by The Municipal Act:

- (a) by Public School supporters is 401.4196 on the dollar, and
- (b) by Separate School supporters is 401.4196 on the dollar.

2. The total rate to be levied against "non-residential" assessments as required by The Municipal Act:

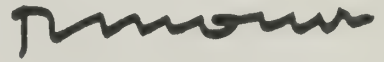
- (a) by Public School supporters is 472.2583 on the dollar, and
- (b) by Separate School supporters is 472.2583 on the dollar.

3. This By-law comes into force on the date on which it is enacted
by The Council of The Corporation of the City of Hamilton.

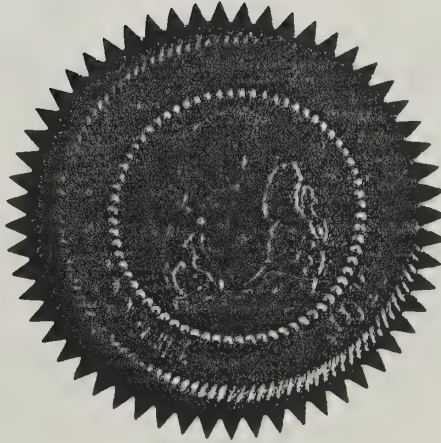
PASSED this 27th day of April A.D., 1993.



CITY CLERK



MAYOR



The Corporation of the City of Hamilton

BY-LAW NO. 93- 109

To Levy:

AN ANNUAL TAX ON TELEPHONE COMPANIES DOING BUSINESS IN ONTARIO

Respecting:

THE BELL TELEPHONE COMPANY OF CANADA

WHEREAS Section 159 of the Municipal Act, R.S.O. 1990, Chap. M.45, empowers the Council of The Corporation of the City of Hamilton to levy on every telephone company doing business in Ontario an annual tax equal to 5 per cent of the total gross receipts of such company for the preceding year;

AND WHEREAS The Bell Telephone Company of Canada is a telephone company doing business in the Municipality of the City of Hamilton;

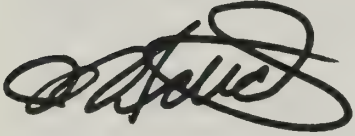
AND WHEREAS the gross receipts of The Bell Telephone Company of Canada, doing business within the Municipality of the City of Hamilton is in the amount of \$141,410,592.00 the year ended the 31st day of December, 1992;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

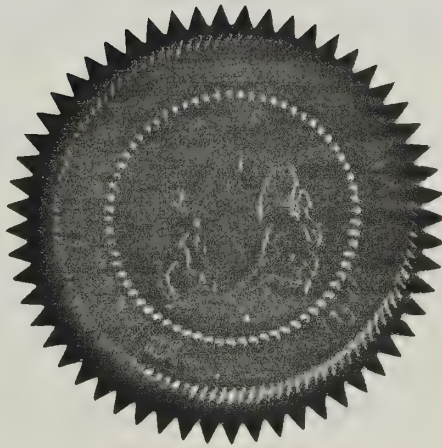
1. It is hereby authorized and directed that a tax for the fiscal year ended December 31, 1993, be levied on the Bell Telephone Company of Canada Limited in the amount of \$7,070,529.60.

2. That the tax levied hereunder shall be collected in the same manner as municipal taxes are collectible and is a special lien under Section 382 of the Municipal Act on all the lands of The Bell Telephone Company of Canada.

PASSED this *27th* day of *April* A.D., 1993.



CITY CLERK



MAYOR

BY-LAW NO. 93 - 110

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 27TH DAY OF APRIL A.D., 1993.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

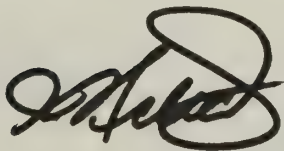
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 27th

day of April

A.D. 1993



CITY CLERK



MAYOR



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 93-111

**TO INCORPORATE BLOCK 29, PLAN 62M-644
INTO ACADIA DRIVE**

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Acadia Drive by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Acadia Drive.

Part of Parcel Reserves -1, Section 62M-644.

Being all of Block 29, Plan 62M-644.

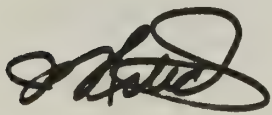
Being Part of the Parcel.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this *11th* day of *May* A.D. 1993.



City Clerk



Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 93-112

**TO INCORPORATE PART 2, PLAN 62R-12045
INTO ELITE DRIVE**

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Elite Drive by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Elite Drive.

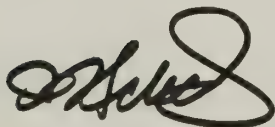
Part of Lot 10, Concession 8 (former geographic Township of Barton), designated as Part 2, on Plan 62R-12045.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this *11th* day of *May* A.D. 1993.



City Clerk



Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 93-113

TO INCORPORATE PARTS 9 AND 12, PLAN 62R-11096
INTO ACADIA DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Acadia Drive by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Acadia Drive.

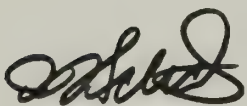
Part of Lots 6 and 7, Registered Plan 990, designated as Parts 9 and 12, on Plan 62R-11096 (respectively).

City of Hamilton

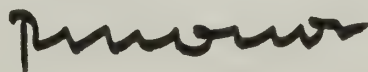
Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 11th day of May A.D. 1993.



City Clerk



Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 93-114

TO AMEND BY-LAW NO. 92-152
INTO FIELDWAY DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton did enact By-Law No. 92-152 to alter a portion of the highway known as Fieldway Drive by incorporating within its limits the lands described below;

AND WHEREAS it is necessary to amend the reference plan number;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. That By-Law No. 92-152 is hereby amended by substituting all references to Plan 62R-11929 to Plan 62R-11979.

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to request the By-Law or title to the following land.

Parts of Lot 11, Concession 6 (former geographic Township of Barton) designated Parts 2, 3, 6, 9, 10, 12, 14, 17 and 20, Plan 62R-11054 and Parts 3 and 5, Plan 62R-11979.

City of Hamilton

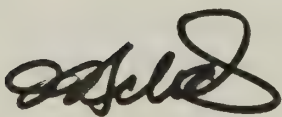
Regional Municipality of Hamilton-Wentworth

3. By-Law No. 92-152 enacted on June 30, 1992, and registered as Instrument 125495 (new) (as amended by the By-Law) is hereby confirmed.

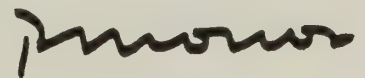
PASSED this 11th

day of May

A.D. 1993



City Clerk



Mayor

BY-LAW NO. 93 - 115

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 34 (Sticker Permit Parking)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following items, namely:-

"Locke	East	commencing at a point 80 feet north of Napier to a point 117 feet northerly therefrom	Anytime
East 18th	West	Concession to Mountville	Anytime
London	West	commencing at a point 68 feet south of Montclair to a point 19 feet southerly therefrom	Anytime
London	East	commencing at a point 77 feet south of Montclair to a point 18 feet southerly therefrom	Anytime
Weir	East	commencing at a point 186 feet south of Britannia to a point 22 feet southerly therefrom	Anytime".

and by deleting therefrom the following items, namely:-

"Locke	East	commencing at a point 80 feet north of Napier to a point 102 feet northerly therefrom	Anytime
Herkimer	South	commencing at a point 643 feet west of Locke to a point 23 feet westerly therefrom	Anytime".

2. **Schedule 26 (No Parking Areas)** is hereby amended to **Section A (No Parking Anytime)** by adding the following items, namely:-

"Kinnell	South	Inchbury to westerly end
London	West	commencing at a point 11 feet north of the north curb line of Central to a point 86 feet southerly therefrom
London	East	King to Central
Harmony	East	Harrison to Vansitmart
Purnell	North and West	Clifton Downs (west leg) to Bentley
Purnell	South	from 530 feet east of Clifton Downs (west leg) to Clifton Downs (north leg)
Edgewood	North	High to 55 feet west".

and by deleting therefrom the following items, namely:-

"Purnell	East	Clifton Downs to 712 ft. southerly
Harmony	Both	Harrison to Vansitmart

3. **Schedule 26A (No Parking Areas)** is hereby amended by adding to **Section A (No Parking 7:00 a.m. - 6:00 p.m.)** the following item, namely:-

"Ewen	West	commencing at a point 276 feet south of Ofield to a point 67 feet southerly therefrom".
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4. **Schedule 24 (Parking Meter Locations)** is hereby amended by deleting from **Section 3(a) (One Hour Limit)** the following item, namely:-

"Huxley	East	Main to 95 ft. north".
---------	------	------------------------

and by adding to **Section 2(a) (Two Hour Limit)** the following item, namely:-

"Huxley	East	Main to 95 feet north".
---------	------	-------------------------

5. **Schedule 25A (Parking Time Limits)** is hereby amended:

a) by adding to **Section 14 (One Hour Limit, 8:00 a.m. to 4:00 p.m., Mon-Fri)** the following item, namely:-

"Acadia	Both	Butler (west leg) to Beaverton".
---------	------	----------------------------------

b) by adding to **Section 26 (One Hour Limit, 8:00 a.m. to 5:00 p.m., Mon-Fri)** the following item, namely:-

"Emming	West	Delmar to east end".
---------	------	----------------------

6. **Schedule 25B (Parking Time Limits)** is hereby amended by adding to **Section 4 (One Hour Limit)** the following item, namely:-

"Kinnell	North	Inchbury to west end".
----------	-------	------------------------

7. **Schedule 27 (Alternate Side Parking)** is hereby amended by adding thereto the following items, namely:-

"London	East
Central to Main	

London	West".
from 11 feet north of the	
north curb line of Central to Main	

8. **Schedule 23 (Hamilton Street Railway Bus Stops)** is hereby amended by adding to the Outbound Column the following item, namely:-

"Glow at Dunn".

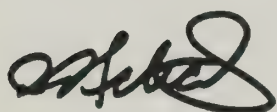
PASSED this

11th

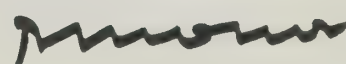
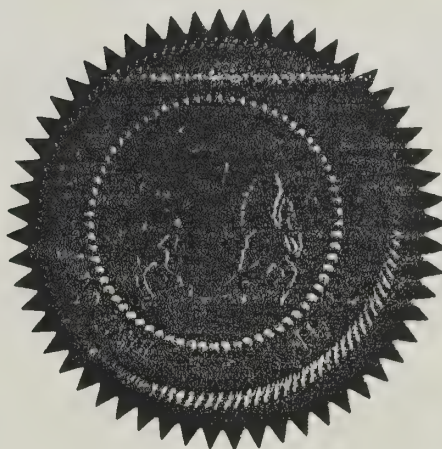
day of

May

A.D. 1993.



CITY CLERK



MAYOR

BY-LAW NO. 93 -116

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 10 (Stops at Intersections)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following item, namely:-

"Hess

Northbound

Duke"

2. **Schedule 35 (Wheelchair Loading Zones)** is hereby amended by adding thereto the following item, namely:-

"Cheever

West

20 feet

245 feet south of Birge

Anytime[®].

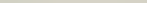
PASSED this

11th

day of

May

A.D. 1993.



The Corporation of the City of Hamilton

BY-LAW NO. 93-117

To Amend:

Zoning By-law No. 6593
As Amended by By-law No. 92-197

Respecting:

**LANDS LOCATED WITHIN THE BLOCK BOUNDED BY CANNON STREET EAST,
ELGIN STREET, BARTON STREET EAST AND FERGUSON AVENUE NORTH**

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 92-197 on the 28th day of July 1992 to change the zoning and establish special requirements under Section 19B of Zoning By-law No. 6593, for the "E" District, in respect of the lands located within the block bounded by Cannon Street East, Elgin Street, Barton Street East and Ferguson Avenue North, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A";

AND WHEREAS the Ontario Municipal Board by its Memorandum of Oral Decision and Order (File No. R 920474), dated the 26th day of February 1993, directed that By-law No. 92-197 be amended as hereinafter provided;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 2 of By-law No. 92-197, passed on the 28th day of July 1992, is amended by deleting clause (b) and substituting the following therefor:

"(b) notwithstanding Section 11(5) of By-law No. 6593, an average maximum gross floor area of 1.7 times the total area of Blocks "1" and "2" shall be permitted to a maximum of 239 dwelling units in accordance with the attached Schedule "B", provided that a maximum gross floor area of 17,224 square metres shall be permitted on Blocks "1" and "2";"

2. Schedule "B" to By-law No. 92-197 is hereby revoked and Schedule "A" annexed hereto and forming part of this by-law is substituted therefor.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "E" District provisions, subject to the special requirements referred to in section 1 of this by-law and section 2 of By-law No. 92-197.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1279a.

5. Sheet No. E-3 of the District Maps is amended by marking the lands referred to in section 1 of By-law No. 92-197, S-1279a.

6. In all other respects, By-law No. 92-197 is hereby confirmed, unchanged.

PASSED this 11th day of May

A.D. 1993.



CITY CLERK



MAYOR



(1992) 6 R.P.D.C. 15, March 31
Ontario Municipal Board Memorandum
of Oral Decision and Order dated
February 26, 1993
Maurice C. Carter Holdings Limited, Owner
ZA-91-61

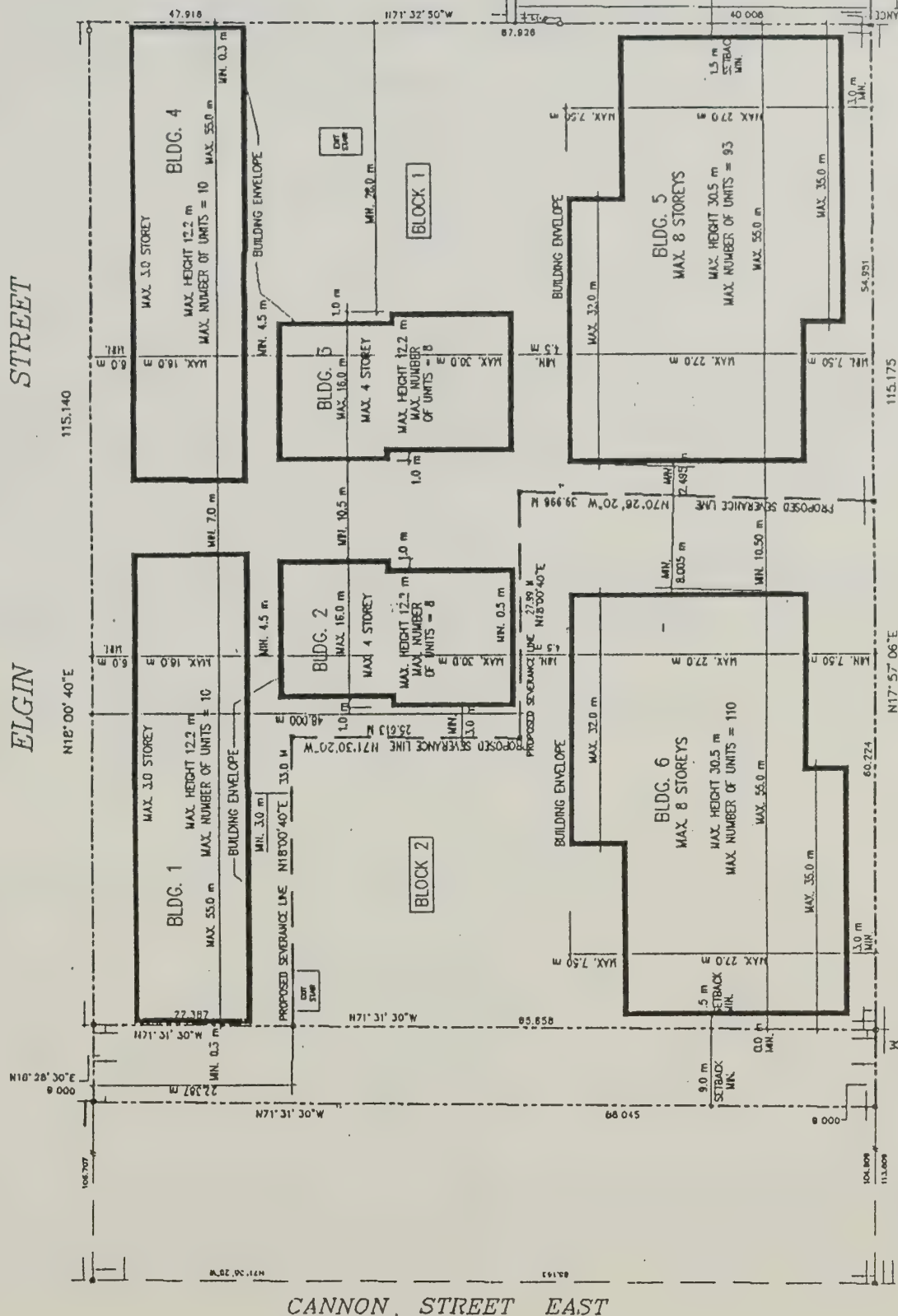
ELGIN STREET

ELGIN STREET

NORTH

AVENUE

FERGUSON



CANNON STREET EAST

NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 93-117.
Passed the 11th day of May, 1993.

[Signature]

Clerk

[Signature]

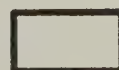
Mayor

City of Hamilton Schedule B

Map Forming Part of
By-Law No. 92-197
to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



BUILDING ENVELOPES

North



Scale
NOT TO SCALE

Date
MARCH, 1993

Reference File No.
ZA-91-61

Drawn By
T.A.

The Corporation of the City of Hamilton

BY-LAW NO. 93-118

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 667 RYMAL ROAD WEST

WHEREAS it is intended to change the zoning of the land hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

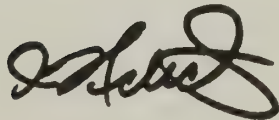
1. Sheet No. W-37E of the District Maps, appended to and forming part of By-law No. 6593, is amended,

(a) by changing from "B" (Suburban Agriculture and Residential, etc.) District to "C" (Urban Protected Residential, etc.) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 11th day of May A.D. 1993.



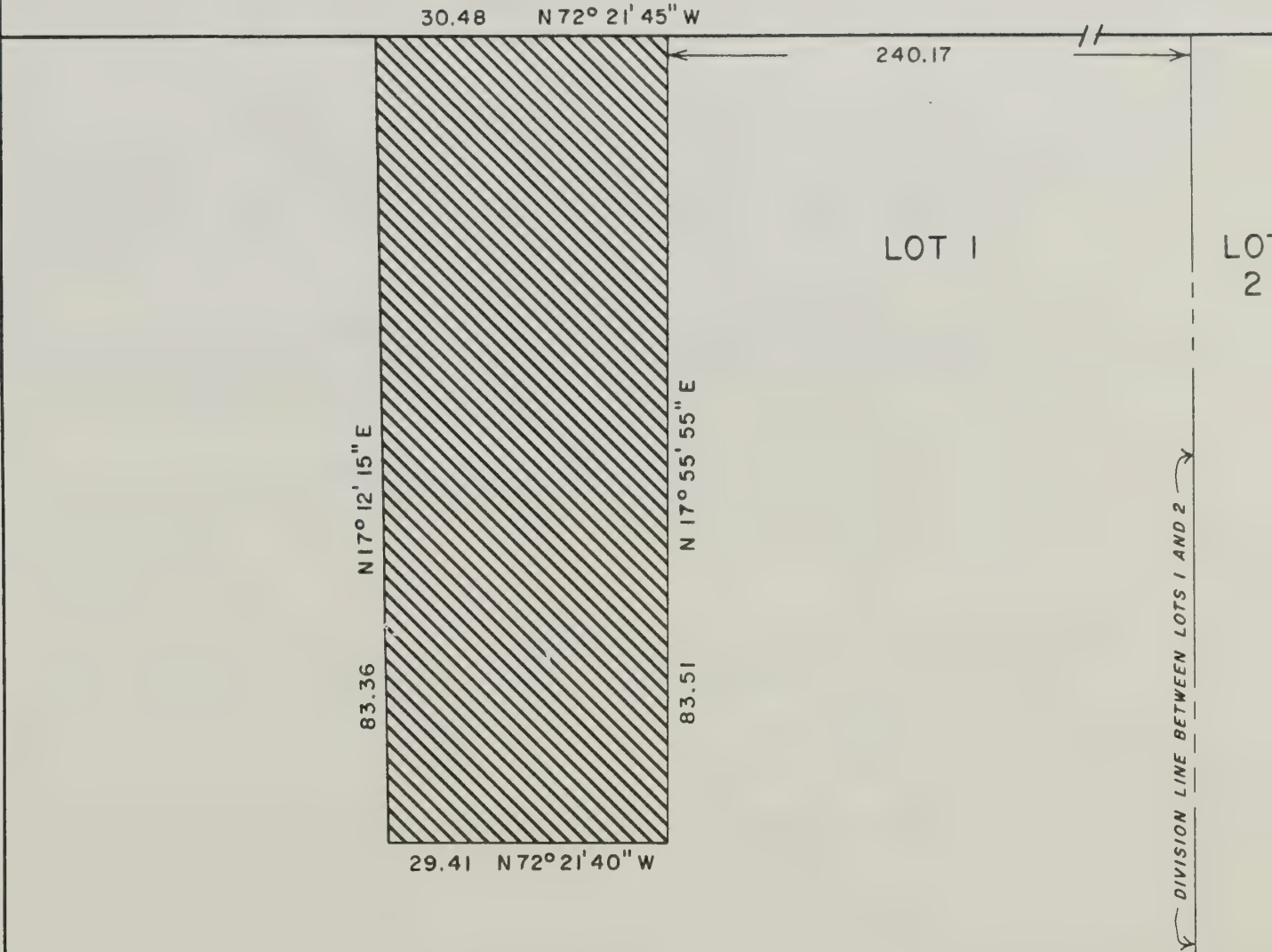
CITY CLERK



MAYOR

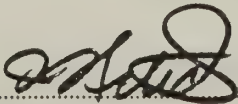


RYMAL ROAD WEST



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 93-118.
Passed the 11th day of May, 1993.


Clerk


Mayor

City of Hamilton
Schedule A

Map Forming Part of
By-Law No. 93-118...
to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Change in zoning from:



"B" (Suburban Agriculture and Residential, etc.) District to "C" (Urban Protected Residential, etc.) District.

North



Scale
NOT TO SCALE

Date
APRIL 1993

Reference File No.
ZAR 93-05

Drawn By
Z.K.

The Corporation of the City of Hamilton

BY-LAW NO. 93-119

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED SOUTH OF REXFORD DRIVE AND EAST OF ARDLEIGH STREET

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-38C of the District Maps, appended to and forming part of By-law No. 6593, is amended,

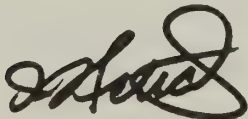
(a) by changing from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 11th day of May

A.D. 1993.

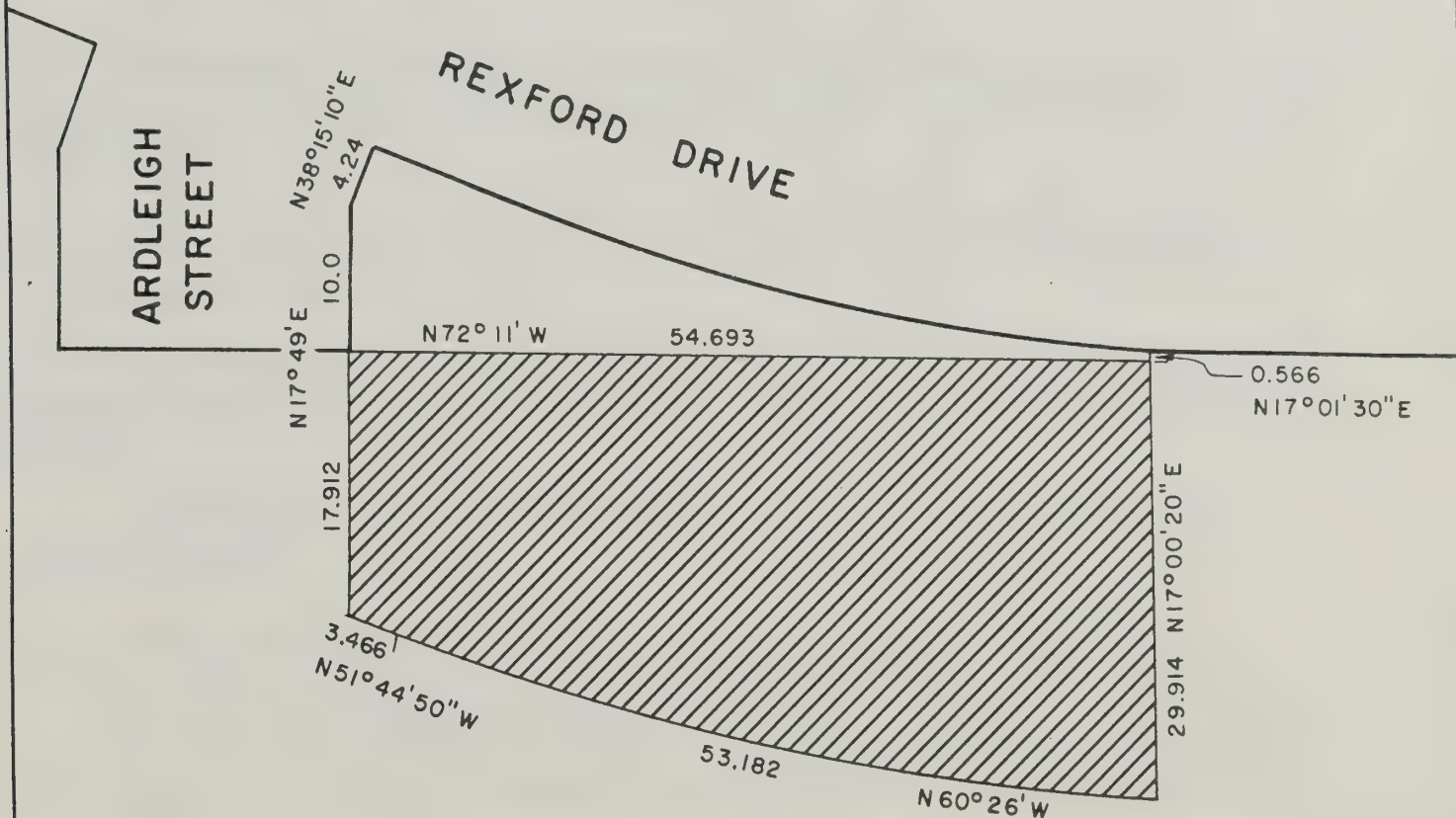


CITY CLERK



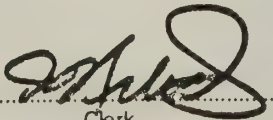
MAYOR

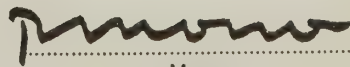




NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 93-119.
 Passed the 11th day of May, 1993.


 Clerk


 Mayor

City of Hamilton

Schedule A

Map Forming Part of
 By-Law No. 93-119...

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
 Planning and Development Department

Legend

Change in zoning from:



"AA" (Agricultural) District to
 "C" (Urban Protected Residential,
 etc.) District.

North



Scale
 NOT TO SCALE

Date
 APRIL 1993

Reference File No.
 ZAC 93-04

Drawn By
 Z.K.

BY-LAW NO. 93 - 120

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 11TH DAY OF MAY A.D., 1993.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 11th

day of May

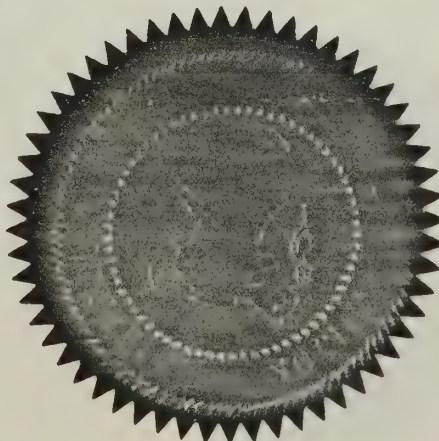
A.D. 1993



CITY CLERK



MAYOR



The Corporation of the City of Hamilton

BY-LAW NO. 93- 121

To Amend: By-law No. 81-160

Respecting

SIGNS OVER SIDEWALKS AND HIGHWAYS

WHEREAS Section 308 of the Municipal Act, R.S.O. 1990, Chapter M.45 authorizes a Council to enact by-laws to permit persons, under conditions that may be agreed upon, to place, install, construct, maintain and use objects in, on, under or over sidewalks and highways;

AND WHEREAS By-law 81-160 was enacted by Council on May 11, 1981 to regulate the placement of signs over sidewalks and highways;

AND WHEREAS the Council of The Corporation of the City of Hamilton on May 25, 1993, in adopting Item 6 of the 10th Report of the Planning and Development Committee, authorized this By-law.

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. Section 8 of By-law 81-160 is repealed and the following is substituted in lieu:

"8. (1) No person shall place, construct, install, maintain or use any display sign or sign structure over any sidewalk and highway without a permit issued under this by-law.

(2) Notwithstanding subsection (1) of Section 6, no person shall place, construct, install, maintain or use any display sign or sign structure over any sidewalk and highway until Form 1 has been signed by the applicant and lodged with the chief building official."

2. Section 9 of By-law 81-160 is repealed and the following is substituted in lieu;

"9. Every person who contravenes subsections (1) or (2) of Section 8, is guilty of an offence and upon conviction is liable to a fine specified by the Provincial Offences Act, R.S.O. 1990, Chapter P.33."

PASSED this 25th day of May, 1993.

J. J. Hollowell

ACTING CITY CLERK



[Signature]

MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 93-122

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 146 MOUNT ALBION ROAD

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-87 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from **"AA"** (Agricultural) District to **"C"** (Urban Protected Residential, etc.) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The **"C"** (Urban Protected Residential, etc.) District provisions, as contained in Section 9 of Zoning By-law No. 6593, applicable to the lands referred to in section 1 are amended to the extent only of the special requirement that,

- (a) notwithstanding Sections 9(3)(ii) and 9(3)(iii) of By-law No. 6593, every building and structure, except a fence, shall be set back not less than 7.6 m from the "top of bank" as established by a survey according to the Hamilton Region Conservation Authority as shown on Schedule "A", extending along the westerly boundary between the **"C"** (Urban Protected Residential, etc.) District and the **"AA"** (Agricultural) District.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the **"C"** District provisions, subject to the special requirement referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1309.

5. Sheet No. E-87 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1309.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

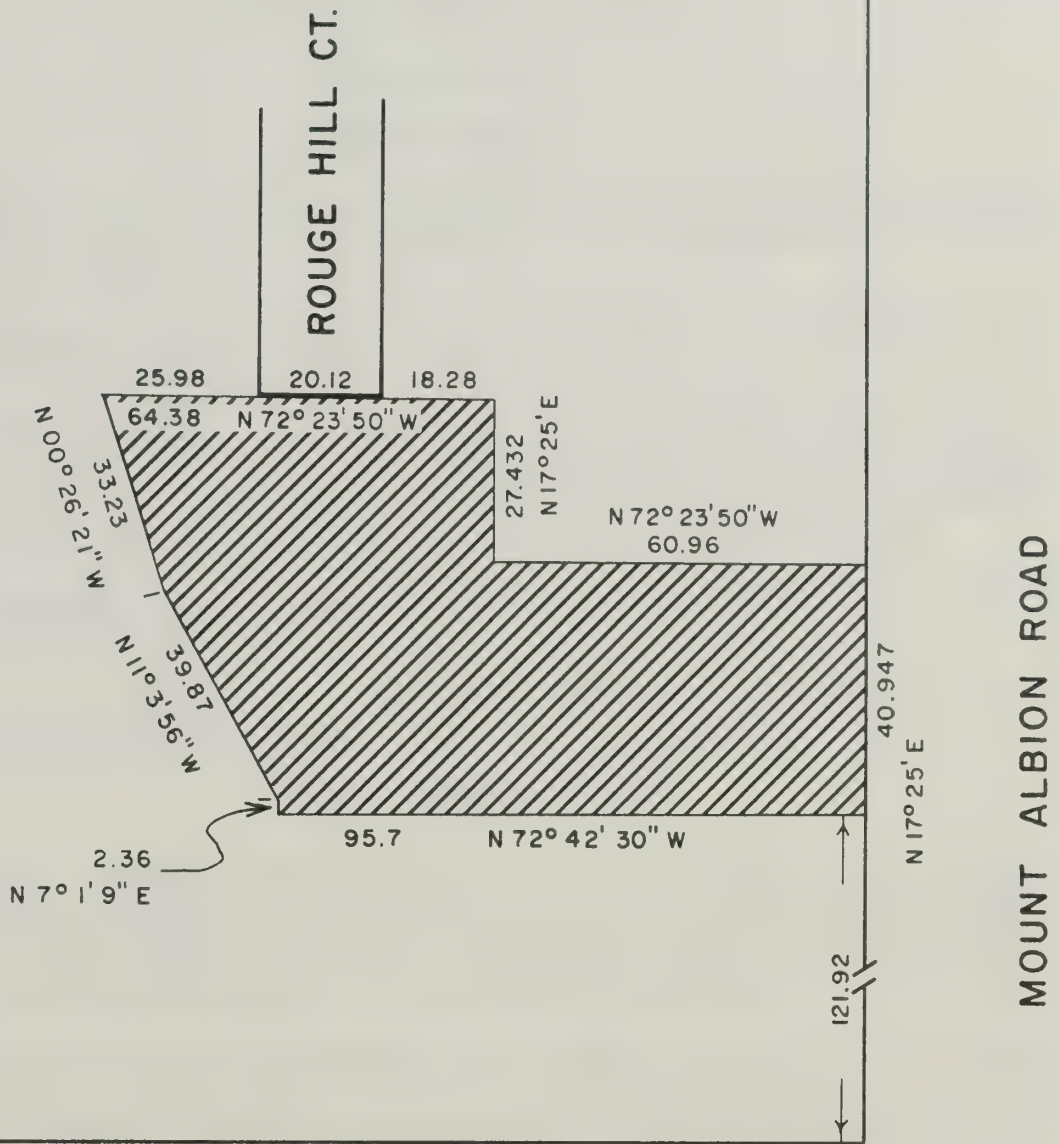
PASSED this 25th day of May A.D. 1993.

A. B. Holland
ACTING CITY CLERK

[Signature]
MAYOR



(1993) 8 R.P.D.C. 5, April 27
R. V. Kemp (In Trust), Owner
Amended ZA-91-60



ALBRIGHT ROAD

NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 93-122.
Passed the 25th day of May, 1993.

A. P. Wollonell
Acting Clerk

[Signature]
Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 93-122

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Change in zoning from:



"AA" (Agricultural) District to "C" (Urban
Protected Residential, etc.) District, modified.

North



Scale
NOT TO SCALE

Date
APRIL 1993

Reference File No.
ZA 91-60

Drawn By
Z.K.

The Corporation of the City of Hamilton

BY-LAW NO. 93-123

To Amend By-law No. 80-245

Respecting:

LAND DRAINAGE

WHEREAS By-law No. 80-245 was enacted by the Council of The Corporation of the City of Hamilton on September 9, 1980, respecting land drainage;

AND WHEREAS section 6 of By-law No. 80-245 was amended by By-laws No. 88-09 and No. 88-207;

AND WHEREAS the Council of The Corporation of the City of Hamilton on January 26, 1993, in adopting Item 5 of the 2nd Report of the Planning and Development Committee, authorized a further amendment to Section 6 and Section 12 of By-law No. 80-245;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. Section 6 of By-law No. 80-245, as amended, is repealed and the following is substituted in lieu:

Roof Leaders

"6. (1) The roof leaders of all structures with a horizontal roof area of greater than 50 m² shall be connected to storm sewers, where separate storm and sanitary sewers are available and the storm sewer system on the street was constructed after 1970 and the structure is erected after 1987.

(2) Subsection (1) shall not apply to subdivisions where the plan of subdivision is registered in the Land Registry Office for Hamilton-Wentworth prior to the 30th day of January 1988.

(3) Subsection (1) shall not apply to buildings other than single family and two family dwellings and accessory buildings, where the owner of the building supplies a site design prepared by a Professional Engineer and the design is approved by the Commissioner of Transportation/Environment Services."

2. Section 12 of By-law 80-245 is repealed and the following is substituted in lieu:

"12. Every person who contravenes any provision of this by-law is guilty of an offence and upon conviction is liable to the penalty specified by Section 61 of the Provincial Offences Act, R.S.O. 1990, Chapter P.33."

3. By-law No. 88-207 and Section 4 of By-law No. 88-09 are hereby repealed.

PASSED this 25th day of May 1993.

A.B. Wallowell

ACTING CITY CLERK



[Signature]

MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 93-1124

To Designate:

LAND LOCATED AT MUNICIPAL NO. 90 STINSON STREET

As Property of:

HISTORIC AND ARCHITECTURAL VALUE AND INTEREST

WHEREAS the Council of The Corporation of the City of Hamilton did give notice of its intention to designate the property mentioned in section 1 of this by-law in accordance with subsection 29(3) of the Ontario Heritage Act, R.S.O. 1990, Chapter O.18;

AND WHEREAS no notice of objection was served on the City Clerk as required by subsection 29(5) of the said Act;

AND WHEREAS it is desired to designate the property mentioned in section 1 of this by-law in accordance with clause 29(6)(a) of the said Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The property located at Municipal No. 90 Stinson Street and more particularly described in Schedule "A" hereto annexed and forming part of this by-law, is hereby designated as property of historic and architectural value and interest.

2. The City Solicitor is hereby authorized and directed to cause a copy of this by-law, together with reasons for the designation set out in Schedule "B" hereto annexed and forming part of this by-law, to be registered against the property affected in the proper registry office.

3. The City Clerk is hereby authorized and directed,

- (i) to cause a copy of this by-law, together with reasons for the designation, to be served on the owner and The Ontario Heritage Foundation by personal service or by registered mail;
- (ii) to publish a notice of this by-law in a newspaper having general circulation in the Municipality of the City of Hamilton for three consecutive weeks.

PASSED this 25th day of May A.D. 1993.

A.B. Hollowell

ACTING CITY CLERK

W. M. M. M.

MAYOR



Schedule "A"

To

By-law No. 93-124

90 Stinson Street, Hamilton, Ontario

ALL AND SINGULAR that certain parcel or tract of land and premises situate, lying and being in the City of Hamilton, in The Regional Municipality of Hamilton-Wentworth more particularly described as follows:

FIRSTLY: Being composed of parts of Lots Numbers One (1), Two (2) in that block of land lying immediately south of Stinson Street and east of Victoria Avenue, according to the plan of survey thereof made for C.T. Grantham, filed on the 18th day of December 1906, as Number 397, more particularly described as follows, that is to say: -

COMMENCING at a point on the southerly limit of Stinson Street which is twelve (12) feet measured westerly from the northeasterly angle of said Lot Number One (1);

THENCE westerly along said southerly limit of Stinson Street and across Lots Numbers (1) and Two (2) a distance of forty (40) feet to the northwesterly angle of said Lot Number Two (2);

THENCE southerly following the westerly limit of said Lot Number Two (2) to the rear thereof;

THENCE easterly along the rear of said Lots One (1) and Two (2) a distance of forty (40) feet to a point;

THENCE northerly and parallel with the westerly limit of said Lot Number Two (2) to the place of beginning.

The property hereby intended to be conveyed, being the westerly Fourteen (14) feet of Lot Number One (1) measured an equal width from front to rear and Lot Number Two (2), which property is presently known for Municipal purposes as 82 Stinson Street, Hamilton, Ontario.

SECONDLY: Being composed of part of Lot Seventeen (17) and all of Lot Eighteen (18) in the Billings and Fearman's Subdivision of lands in the City of Hamilton according to registered Plan Number 31 and also part of Lots 1 and 17 in the Grantham Survey which plan is registered as Number 397, which parcel is now shown as Lot Number 1 on Plan of Survey made by Oliver R. Blandy for Frances L. Fearman and S. L. Heaton, which plan is registered in the Registry Office for the County of Wentworth as Number 668 and which may be more particularly described as follows:

COMMENCING at the southwest corner of East Avenue and Stinson Street;

THENCE southerly along the westerly limit of East Avenue One Hundred and Eleven Feet (111') to a point;

THENCE North Seventy-one Degrees and Sixteen Minutes West (N 71° 16'W) One Hundred and Twenty-eight feet Eleven and one-half inches (128' 11-1/2") to a point;

THENCE North Seventeen Degrees and Forty-three Minutes East (N 17° 43'E) One Hundred and Ten Feet Seven Inches (110'7") to the southerly limits of Stinson Street;

THENCE South Seventy-one Degrees Twenty-eight Minutes East (S 71° 28'E) One Hundred and Twenty-eight Feet Six Inches (128'6") more or less to the place of beginning, which property is presently known for Municipal purposes as 90 Stinson Street, Hamilton, Ontario.

THIRDLY: The northerly five (5) feet from east to west of Lots Three and Four according to the plan of survey registered in the Registry Office for the Registry Division of Wentworth as Number 668.

- 4 -

Schedule "B"

to

By-law 93-124

Fearman House

90 Stinson Street

The substantial stone residence at 90 Stinson Street was built in 1863 for Frederick W. Fearman and was later enlarged in 1875 and 1890. Today, with its prominent, three-storey entrance tower marking the head of East Avenue South, this commanding Victorian mansion stands out as an important neighbourhood landmark and as one of the City's finest stone mansions erected in the pre-Confederation era.

Context

When constructed, the home was situated on an acre of land near the south-east limits of the City, almost a mile from its centre. The house occupied a scenic location at the foot of the mountain, with a vista overlooking the open fields to the Bay beyond.

By the 1890's, urban development had spread eastward, encompassing the Fearman property, and transforming the area into a prosperous residential neighbourhood. The entrance lane to 90 Stinson Street had by then become a tree-lined avenue of stately Victorian homes. This vista up East Avenue toward the dominating entrance tower of the Fearman Home - a feature which enhances the impact of both streetscape and mansion - is one of the few examples left in the City of a once-prevalent Victorian urban form.

In the late nineteenth century, major public buildings were situated in the immediate area: in 1876, the Hamilton Boys Home, featuring a central clock tower, was located one block east of the Fearman House on Stinson Street; in 1895 the Stinson Street School was erected five blocks to the east; and in the following year the new Central Collegiate Institute, an extraordinary, monumental structure resembling Toronto's old City Hall, dominated the neighbourhood from its site one block to the west at Victoria and Hunter Streets. Today, Stinson St. School and the Fearman House are the primary monuments which recall the neighbourhood's heyday at the turn of the century.

Architecture

Frederick W. Fearman's house is considered a true product of the Victorian era, built in stages from 1863 to 1890, as his architectural tastes and circumstances changed. Its pre-Confederation origin is indicated by the use of local stone, which was rarely employed in Hamilton for houses after the 1860's. Stylistically, 90 Stinson Street displays the hallmarks of the popular Gothic Revival style: pointed, lancet windows, a steeply pitched roofline with dormers, and decorative bargeboard at the gable ends.

Later, and with considerable finesse, an imposing central entrance tower of combined Italianate and Gothic derivations was appended to the front facade of the original home, transforming it into a highly fashionable Victorian mansion, appropriate to Fearman's growing economic and social status. "Ivey Lodge", as it was known, was originally embellished with look-out balconies on the tower, shutters on the upstairs windows, and a charming landscaped garden with climbing vines. Today, 90 Stinson Street retains most of its original features and is unique among the mansions inherited from Hamilton's pioneering industrialists.

History

Original owner Frederick William Fearman built his stone house on Stinson Street when he was thirty-eight years old and still working as a grocer and meat-curer in the downtown. He was to live in the same home for another forty-three years, during which time he bought a small meat-packing company at Rebecca and Wellington Streets and developed it into one of the foremost packing houses in Canada. Fearman is credited with pioneering new techniques and organizing all meat-packing operations for the first time into one plant. His "Star Brand" products were shipped from a railway siding off the Grand Trunk Railway on Ferguson Avenue and distributed all across North America, and eventually to the Caribbean and Europe.

Not only was F. W. Fearman a founding member of the Pork Packers' Association, but he also provided local civic leadership as a member of City Council, Hamilton Public Library, Board of Education (1867-84), Public Parks Board, and Wentworth Historical Society. Present-day evidence of his public works contributions include the City's Waterworks, the tree-planting program for City streets, and the purchase of Dundurn Castle by the City in 1899. The Fearman family occupied 90 Stinson Street for a total of sixty-three years until 1926 when Robert S. Hart purchased the premises.

Designated Features

Of importance to the preservation of 90 Stinson Street are the original features of the front (north) facade and the east and west side facades, including but not limited to the stone walls, roof, chimneys and dormers, central tower, original windows including the bay windows and circular trefoil window, original doors, and decorative wood bargeboard and brackets.

The Corporation of the City of Hamilton

BY-LAW NO. 93- 125

To Remove
Land within the Edan Heights, Phase 3 Subdivision, Plan 62M-730
from Part Lot Control

WHEREAS subsection 5 of section 50 of the Planning Act, (R.S.O. 1990, Chapter P.13) establishes part-lot control on land within registered plans of subdivision;

AND WHEREAS subsection 7 of section 50 of the Planning Act, states, in part, as follows:

- (7) Despite subsection (5), the council of a local municipality may by by-law provide that subsection (5) does not apply to land that is within such registered plan or plans of subdivision or part of parts thereof as is or are designated in the by-law, and, where the by-law is approved by the Minister, subsection (5) ceases to apply to such land, . . .;

AND WHEREAS the Minister has delegated his authority to approve by-laws enacted under subsection 7 of section 50 of the Planning Act to the Council of The Regional Municipality of Hamilton-Wentworth pursuant to section 4 of the Planning Act by Ontario Regulation 476/83;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 5 of section 50 of the Planning Act, shall not apply to the following lands:

All lots within Registered Plan Number 62M-730, in the City of Hamilton, Regional Municipality of Hamilton-Wentworth.

2. (a) This by-law shall come into force and effect on the date of its approval by Council of The Regional Municipality of Hamilton-Wentworth.
- (b) Where this by-law has been enacted and the said approval has been endorsed hereon, it shall be registered on title to the land described in paragraph one above.

PASSED this 25th day of May A.D. 1993.

J. F. Halliwell

ING CITY CLERK



[Signature]

MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 93- 126

To Authorize an Amendment to:

**THE RENOVATION AND RETROFIT OF THE
HUNTINGTON PARK RECREATION CENTRE**

WHEREAS by Order dated the 11th day of July 1991, The Ontario Municipal Board approved the renovation and retrofit of the Huntington Park Recreation Centre and the issuance of debentures in the amount of \$3,200,000.00;

AND WHEREAS By-law No. 91-148 was enacted by City Council on July 30, 1991 to authorize the Renovation and Retrofit of the Huntington Park Recreation Centre and the issuance of debentures at a maximum of \$3,200,000.00;

AND WHEREAS the Council of The Corporation of the City of Hamilton, on April 13, 1993, in adopting Item 18 of the 8th Report of the Finance and Administration Committee, authorized a change in the gross cost amount and the debentured amount of this project;

AND WHEREAS Ontario Regulation 710/92 enacted under the authority of the Municipal Act, R.S.O. 1990, Chapter M.45, establishes a limit for a municipality's debt obligations which do not require the approval of the Ontario Municipal Board;

AND WHEREAS the financial commitments, liabilities and debt charges of the project listed below and The Corporation of the City of Hamilton's other debts and debt charges will not exceed the City's debt limit as specified by the Municipal Act and Regulation 710/92;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. The renovation and retrofit of the Huntington Park Recreation Centre may proceed as described in Schedule "A" attached to and forming part of this By-law at the gross cost of \$3,385,000. The debentured amount of this project is decreased to \$3,075,000.00.

2. The City Treasurer is authorized to arrange the issuance of the necessary debentures to a maximum of \$3,075,000.00 for a term not to exceed twenty years by The Regional Municipality of Hamilton-Wentworth and chargeable to the City.

3. The proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all such things necessary to give effect to this By-law.

PASSED this 25th day of May , 1993.

A. B. Hollowell
ACTING CITY CLERK

pmw
MAYOR



SCHEDULE "A" TO BY-LAW 93-126

<u>Project</u>	<u>Gross Cost</u>	<u>Receipts & Subsidies</u>	<u>Debenture Amount</u>	<u>Term of Debenture</u>
Huntington Park Recreation Centre Renovation Retrofit	\$3,385,000	\$ 310,000	\$3,075,000	20 years

The Corporation of the City of Hamilton

BY-LAW NO. 93- 127

To Amend:

Schedules 4 and 4a of By-law 79-323 Respecting:

TAXI-CABS, LIVERY VEHICLES AND SCHOOL TRANSPORTATION

WHEREAS it is desirable and expedient to extend the definition of taxi-cabs to motor vehicles with seating for 10 persons including the driver;

AND WHEREAS it is desirable to exempt vehicles which have a seating capacity of 11 or more persons from regulation as taxis;

AND WHEREAS it is desirable to exempt certain vehicles from licensing as taxis and livery vehicles or limousines, and in particular those vehicles which the school authorities find necessary for the special needs of students, and those vehicles operated by or for the Regional Municipality including DARTS vehicles and their subcontractors;

AND WHEREAS it is desirable to provide that school transportation not be affected by these changes until July 1, 1993, to allow the current school transportation contracts to expire and to provide time for compliance with the changes made;

AND WHEREAS it is desirable to exempt those vehicles formerly licensed as Class B Livery Vehicles from licensing as taxis and livery vehicles, and to rename Class "A" Livery Vehicles as "limousines" pending the replacement of Schedule 4a;

AND PURSUANT to the approval by Council of Item 14 of the 24th Report of the Finance and Administration Committee of 1992, and Item 1 of the 5th Report of 1993, as amended by Council on March 9, 1993;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Paragraph 13 of section 1 of Schedule 4 to Licensing By-law No. 79-323, as enacted in By-law 92-172, is repealed and replaced with the following:

"13. "taxi-cab" means a motor vehicle as defined in the Highway Traffic Act, having a seating capacity of not more than 10 persons including the driver, hired for one specific trip for the transportation exclusively of one person or group of persons."

2. Subparagraph (5) of section 2 of Schedule 4 to Licensing By-law No. 79-323 as enacted in By-law 92-172, is repealed.

3. Schedule 4 of Licensing By-law No. 79-323 as enacted in By-law 92-172, is amended by adding, immediately after section 2, sections 2a and 2b, as follows:

"2a. The operation of a motor vehicle which has seating for 10 or more persons excluding the driver, does not require a licence under this Schedule."

"2b. A motor vehicle operated by or on behalf of the Regional Municipality of Hamilton-Wentworth as part of a public transportation service, including a public transportation service for the transportation of senior citizens or disabled persons, and in particular including a vehicle owned or operated by the Hamilton Street Railway Company or a motor vehicle owned or operated by the Disabled and Regional Transit System (hereinafter called "DARTS"), or being a subcontractor to DARTS, is exempt from the requirement for an owners or drivers licence under Schedules 4 and 4a."

4. Schedule 4 of Licensing By-law No. 79-323 as enacted in By-law 92-172, is amended by adding, immediately after section 2b, sections 2c, 2d, and 2e, as follows:

"2c. In this by-law, the words "school" and "school bus" shall have the meanings provided in subsection 175(1) of the Highway Traffic Act."

"2d. In this by-law, a reference to "special need" shall be deemed a reference to needs as provided for in writing in the Transportation Policy of the Board of Education for the City of Hamilton, and The Hamilton-Wentworth Roman Catholic Separate School Board Transportation Policy and Regulations of such school board or other authority in charge of the school, as may be amended or added to from time to time, or as a board or other authority may accommodate under section 190 of the Education Act, R.S.O. 1990, c.E.2."

"2e. (1) Subject to subsection (2), the transportation of students for hire, to and from school within the City of Hamilton shall be by licensed taxi-cab, unless the vehicle used is a school bus which is licensed under the Public Vehicles Act, R.S.O. 1990, c.54.

(2) A motor vehicle licensed under the Public Vehicles Act, being used for the transportation of children, deemed to be of special need by the school board or other authority in charge of the school hiring the transportation, does not require a licence under Schedules 4 or 4a of this by-law."

5. Schedule 4a of Licensing By-law No. 79-323 as enacted in By-law 92-172, is amended by adding, immediately after section 2, sections 2a and 2b, as follows:

"2a. Notwithstanding the provisions of Schedule 4a as amended, the owners or drivers of Class "B" livery vehicles are hereby no longer licensed or regulated."

"2b. Notwithstanding the provisions of this Schedule and Schedule 45, references to Class "A" vehicles and licences shall be read as references to "limousines" and "limousine licences", and licences issued hereunder shall be Limousine Owners Licences and Limousine Drivers Licences."

6. (1) Subject to (2), this by-law comes into force and effect on the date of enactment.

(2) Section 4 of this by-law comes into force and effect on July 1, 1993.

7. In all other respects, Schedules 4 and 4a to Licensing By-law No. 79-323 as amended, are hereby confirmed without change.

PASSED this

25th

day of

May

A.D. 1993.

A. E. Hollowell

ACTING CITY CLERK



Thomas

MAYOR

BY-LAW NO. 93 - 128

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 25TH DAY OF MAY A.D., 1993.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 25th day of May A.D. 1993

A. E. Hollenbeck

ACTING CITY CLERK



[Signature]

MAYOR

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 93- 129

**TO STOP-UP, CLOSE, SELL AND RETAIN
PART OF ELEANOR AVENUE BETWEEN RYMAL ROAD EAST AND ALMA STREET**

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, Revised Statutes of Ontario, 1980, Chapter 302, to stop-up, close and retain any highway or part of a highway.

AND WHEREAS The Council of The Corporation of the City of Hamilton in adopting Item 2 of the 13th Report of The Transport and Environment Committee on October 9, 1990, authorized the City to stop-up, close and sale of the Public Highway, being Part of Eleanor Avenue, more particularly described as Parts 1 to 6, on Plan 62R-12366.

AND WHEREAS the Council of The Corporation of the City of Hamilton, approved at its meeting April 13, 1993, in adopting Items 24 and 26, of the 4th Report of the Transport and Environment Committee the sales to Elio Bachetti of Parts 1, 5 & 6, on Plan 62R-12366 for the sum of \$4.00 and to Lillian Mary Snyder of Part 4 on Plan 62R-12366 for the sum of \$4.00, respectively. All in accordance with and subject to the terms and conditions of an agreement dated March 19 & 29, 1993, subject to the highway closing and sale purchases in the Registry Act and the Municipal Act.

AND WHEREAS The Corporation of the City of Hamilton is the owner of the above described lands.

AND WHEREAS Notice of the City's intention to pass this By-Law has been published as required by Section 301 of The Municipal Act for four consecutive weeks; namely May 18, 25, June 1, and 8 1993.

AND WHEREAS the Council of the Corporation of the City of Hamilton, through its Transport and Environment Committee, has heard all persons who applied to be heard no matter whether in objection to or in support of the By-Law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The portion of the highway described as,

Part of Eleanor Avenue designated as Parts 2, 3, 5 and 6, being Part of Eleanor Avenue, Registered Plan 853; Part 1, being Part of Lot 8, Concession 8, in the geographic Township of Barton and Part 4, being Part of Parcel "A", Registered Plan 1007, all shown on Plan 62R-12366.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

And hereby stopped and closed.
2. That the soil and freehold in those portions of the said portion of the closed highway described as Parts 1, 5 & 6, on Plan 62R-12366, be sold to Elio Bachetti, or their successors in title, for the sum of \$4.00 in accordance with the provisions of the agreement above noted.
3. That the soil and freehold in the said portion of the closed highway described as Part 4, on Plan 62R-12366, be sold to Lillian Mary Snyder, or her successors in title, for the sum of \$4.00 in accordance with the provisions of the agreement above noted.
4. That an easement over Parts 2 & 6, be granted to the Union Gas.

PAGE 2

THE CORPORATION OF THE CITY OF HAMILTON
BY-LAW NO. 93-

TO STOP-UP, CLOSE, SELL AND RETAIN
PART OF ELEANOR AVENUE BETWEEN RYMAL ROAD EAST AND ALMA STREET

5. That the soil and freehold in the said portion of the closed highway be retained by the City.
6. This By-Law shall come into force and effect on the date of registration in the Land Registry Office for the Registry Division of Wentworth (No. 62).

PASSED this 29th day of June A.D. 1993.



City Clerk



Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 93- 130

TO STOP-UP, CLOSE AND RETAIN
ALL OF BLOCK 43, PLAN 62M-575 (PUBLIC WALKWAY)

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 301 of The Municipal Act, Revised Statutes of Ontario, 1980, Chapter 302, to stop-up, close and retain any highway or part of a highway.

AND WHEREAS The Council of The Corporation of the City of Hamilton in adopting Item 25 of the 2nd Report of The Transport and Environment Committee on February 9, 1993, authorized the City to stop-up, close and retain the Public Walkway, being Block 43, Plan 62M-575, more particularly described as Parts 1 & 2, on Plan 62R-12594.

AND WHEREAS The Corporation of the City of Hamilton is the owner of the above described lands.

AND WHEREAS Notice of the City's intention to pass this By-Law has been published as required by Section 301 of The Municipal Act for four consecutive weeks; namely May 25, June 1, 8, and 15 1993.

AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Transport and Environment Committee, has heard all persons who applied to be heard, no matter whether in objection to or in support of the By-Law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The portion of the highway described as,

All of Parcel Public Walkway -1, Section 62M-575.

Those parts of Block 43, Plan 62M-575, in the geographic Township of Barton, designated as Parts 1 & 2, on Plan 62R-12594.

City of Hamilton

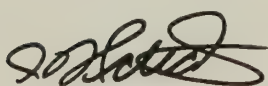
Regional Municipality of Hamilton-Wentworth

Being All of the Parcel.

And hereby stopped, closed and retained.

2. This By-Law shall come into force and effect on the date of registration in the Land Registry Office for the Registry Division of Wentworth (No. 62).

PASSED this 29th day of June A.D. 1993.



City Clerk



Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 93- 131

TO INCORPORATE PART 4, PLAN 62R-9668
INTO CRERAR DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Crerar Drive by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Crerar Drive.

Part of Lot 11, Concession 7 (former geographic Township of Barton), designated as Part 4, on Plan 62R-9668.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 29th day of June A.D. 1993.



City Clerk



Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 93- 132

TO INCORPORATE BLOCK 30, PLAN 62M-724
INTO COLIN CRESCENT

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Colin Crescent by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Colin Crescent.

Part of Parcel Block 28-1, Section 62M-724.

Being all of Block 30, on Plan 62M-724.

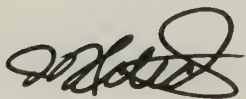
City of Hamilton

Regional Municipality of Hamilton-Wentworth

Being Part of the Parcel.

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 29th day of June A.D. 1993.



City Clerk



Mayor



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 93- 133

TO INCORPORATE BLOCK 25, PLAN 62M-539
INTO IRONWOOD CRESCENT

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Ironwood Crescent by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Ironwood Crescent.

Part of Parcel Reserves -1, Section 62M-539.

Being all of Block 25, Plan 62M-539.

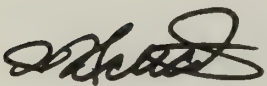
City of Hamilton

Regional Municipality of Hamilton-Wentworth

Being Part of the Parcel.

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 29th day of June A.D. 1993.



City Clerk



Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 93- 134

TO INCORPORATE BLOCK 19, 62M-505
INTO LOWCREST AVENUE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Lowcrest Avenue by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Lowcrest Avenue.

Part of Parcel Reserves -1, Section 62M-505.

All of Block 19, Plan 62M-505.

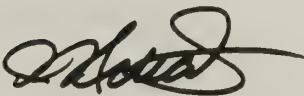
City of Hamilton

Regional Municipality of Hamilton-Wentworth

Being Part of the Parcel.

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 29th day of June A.D. 1993.



City Clerk



Mayor



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 93- 135

TO INCORPORATE PART 1, PLAN 62R-12388
INTO UPPER PARADISE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Upper Paradise by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Upper Paradise.

Part of Lot 1, Concession 1, (former geographic Township of Glanford) designated as Part 1, Plan 62R-12388.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 29th day of June A.D. 1993.



City Clerk



Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 93- 136

TO INCORPORATE BLOCK 149, PLAN 62M-639
INTO CADHAM BOULEVARD

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Cadham Boulevard by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Cadham Boulevard.

Part of Parcel Reserves -1, Section 62M-639.

Being All of Block 149, Plan 62M-639.

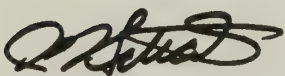
City of Hamilton

Regional Municipality of Hamilton-Wentworth

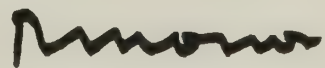
Being Part of the Parcel.

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 29th day of June A.D. 1993.



City Clerk



Mayor



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 93- 137

TO INCORPORATE BLOCK 148, 62M-639
INTO OSSINGTON DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Ossington Drive by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Ossington Drive.

Part of Parcel Reserves -1, Section 62M-639.

All of Block 148, Plan 62M-639.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

Being Part of the Parcel.

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 29th day of June A.D. 1993.



City Clerk



Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 93- 138

TO INCORPORATE BLOCK 21, PLAN 62M-719
INTO LYNNETTE DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Lynnette Drive by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Lynnette Drive.

Part of Parcel Reserves -1, Section 62M-719.

Being All of Block 21, Plan 62M-719.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

Being Part of the Parcel.

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 29th day of June A.D. 1993.



City Clerk



Mayor



Amendment No. 121
to the
City of Hamilton Official Plan

The following text constitutes Official Plan Amendment No. 121.

Purpose:

The purpose of this Amendment is to modify Policy A.2.9.3.28 to add a "notwithstanding" clause to permit the development of a restaurant on lands situated at 1010-1024 Upper Wentworth Street.

Location:

The lands affected by this Amendment are known municipally as 1010-1024 Upper Wentworth Street, within the Bruleville Neighbourhood.

Basis:

The basis for allowing the development of a restaurant on the subject lands is as follows:

- 1) The proposed development is suitably located on a major arterial road; and,
- 2) It would be compatible with existing and proposed commercial development including retail commercial and highway commercial uses along this segment of Upper Wentworth Street.

Actual Change:

Policy A.2.9.3.28 of Subsection A.2.9.3 - Other Policy Areas be revised by adding the following to the end of the policy:

"Notwithstanding the provisions of Policy A.2.9.3.28, a restaurant will be considered a permitted use on lands known municipally as 1010-1024 Upper Wentworth Street."

The entire policy will read as follows:

A.2.9.3.28 Notwithstanding the permitted uses set out in Subsection A.2.2 (Commercial Uses), for those lands shown on Schedule "B" as SPECIAL POLICY AREA 33, high traffic generating commercial and public uses, such as restaurants and other places of assembly, will be prohibited. Further, it is intended that the number of new vehicular accesses onto Upper Wentworth Street from the affected lands will be limited.

However, for those lands known municipally as 849 and 853 Upper Wentworth Street, an automotive centre and restaurant will be permitted.

Notwithstanding the provisions of Policy A.2.9.3.28, a restaurant and tavern shall be considered a permitted use on those lands described as 986-998 Upper Wentworth Street.

Notwithstanding the provisions of Policy A.2.9.3.28, a restaurant will be considered a permitted use on lands known municipally as 1010-1024 Upper Wentworth Street.

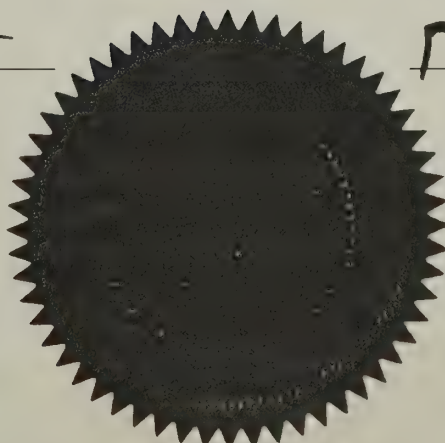
Implementation:

A Zoning By-law amendment will give effect to the intended use on the subject lands.

This is Schedule "1" to By-law No. 93- 144 , passed on the 29th day of June , 1993.

The Corporation of the
City of Hamilton


City Clerk




Mayor

BY-LAW NO. 93 - 139

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 34 (Sticker Permit Parking)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by deleting therefrom the following items, namely:-

"Erin	West	commencing at a point 45 feet south of Melrose to a point 34 feet southerly therefrom	Anytime
Grant	East	commencing at a point 99 feet south of Delaware to a point 22 feet southerly therefrom	Anytime
San Remo	West	commencing at a point 98 feet south of San Francisco to a point 20 feet southerly therefrom	Anytime".

and by adding thereto the following items, namely:-

"Lyndhurst	West	commencing at a point 51 feet north of the south end of the sidewalk and extending to a point 23 feet northerly therefrom	Anytime
Garfield	West	commencing at a point 46 feet south of the north end to a point 21 feet southerly therefrom	Anytime
Ferrie	North	commencing at a point 224 feet west of Ferguson to a point 23 feet westerly therefrom	Anytime
West 3rd	West	Monarch to Wembley	Anytime
Douglas	East	Shaw to Burton	Anytime".

2. **Schedule 25A (Parking Time Limits)** is hereby amended:

a) - by adding to **Section 5 (One Hour Limit)** the following items, namely:-

"Market	South	Queen to 93 feet west
Robert	South	Cathcart to 137 feet east".

b) by adding to **Section 14 (One Hour Limit)** the following item, namely:-

"West 1st	Both	Monarch to Wembley".
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c) by adding to **Section 24 (One Hour Limit)** the following item, namely:-

"Beaverton	North	Upper Sherman to Acadia".
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d) by adding thereto the following subsection, namely:-

"30. Two Hour Limit between the hours of 9 o'clock in the forenoon and 4 o'clock in the afternoon on the following streets or parts of streets, excepting such parts of same where parking or stopping is prohibited.

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>
Laurier	East	Delmar to South Bend".

3. **Schedule 25B (Parking Time Limits)** is hereby amended:

a) by adding to **Section 1 (Three Hour Limit)** the following item, namely:-

"East 42nd	East	Ninth to Tenth".
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b) by adding to **Section 2 (Two Hour Limit)** the following item, namely:-

"Ray	West	Peter to Napier".
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c) by adding thereto the following subsection, namely:-

"10. One Hour Limit, between the hours of 8 o'clock in the forenoon and 6 o'clock in the afternoon on the following streets or parts of streets, excepting such parts of same where parking or stopping is prohibited.

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>
East 27th	West	Fennell to the extended south curb line of Mackenzie".

4. **Schedule 23 (Hamilton Street Railway Bus Stops)** is hereby amended adding to the OUTBOUND COLUMN the following items, namely:-

- "Chester, S/S, 131 feet west of the centre line of Annabelle
- Chester, S/S, 83 feet west of the centre line of West 5th
- Chester, E/S, 259 feet north of the centre line of Harbottle (M/B)
- Chester, E/S, 89 feet north of the centre line of Stone Church (F/S)".

5. **Schedule 27 (Alternate Side Parking)** is hereby amended by deleting therefrom the following items, namely:-

"West 1st Wembley to McElroy	West	East
Glen Forest Drive End to End	West	East
-Douglas Shaw Street to Mars Avenue	East	West".

and by adding thereto the following items, namely:-

"Douglas Burton to Mars	East	West
Glen Forest from a point 172 feet east of Glen Castle to Kingswood	West	
Glen Forest from a point 190 feet east of Glen Castle to Kingswood		East

6. **Schedule 26 (No Parking Areas)** is hereby amended by adding to **Section A (No Parking Anytime)** the following items, namely:-

"Douglas Albright	West South	Shaw to Burton commencing at a point 130 feet east of Mount Albion to a point 90 feet easterly therefrom
Glen Forest	North	Glencastle to 172 feet east".

and by deleting therefrom the following item, namely:-

"Glen Forest	North	Glencastle to 137 feet east".
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PASSED this 29th day of June A.D. 1993.



CITY CLERK



MAYOR

BY-LAW NO. 93 - 140

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Section 28(1)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby deleted in its entirety and the following substituted therefor:

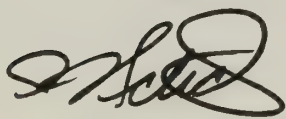
"28(1) In this part,

- (a) "quarter" means a twenty-five cent coin of lawful money of Canada or a twenty-five cent coin of the same approximate size, of lawful money of the United States of America;
- (b) "dollar coin" means a one hundred cent coin of lawful money of Canada;
- (c) "parking meter" means any automatic or other mechanical meter with the necessary standard for same, erected for the purpose of controlling and regulating the parking of any vehicle and measuring the parking time for which payment has been made."

2. **Section 30(5)** is hereby amended by striking out "and quarters" in the second line and by inserting in lieu thereof "quarters and dollar coins".

3. **Section 40(j)** is hereby amended by striking out "200" in the first line and by inserting in lieu thereof "250".

PASSED this 29th day of June A.D. 1993.



CITY CLERK



MAYOR



BY-LAW NO. 93 - 141

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 10 (Stops at Intersections)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following items, namely:-

"San Diego	Northbound	San Pedro
Goulding	Southbound	San Pedro
Templemead	Northbound and Southbound	Everest
Fiona	Northbound	Fiona/Joseph
Dromore	Eastbound and Westbound	Paisley
Leland	Northbound and Southbound	Ward
Stanlow	Northbound	Cranbrook
Highridge	Eastbound and Westbound	Donn
Golfcrest	Westbound	Glen Forest
Blackthorne	Northbound	Fieldway
Essling	Westbound	Brigade".

and by deleting therefrom the following item, namely:-

"Ward	Eastbound and Westbound	Leland".
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2. **Schedule 29 (No Stopping Areas)** is hereby amended by adding thereto the following items, namely:-

"Lawnhurst	South	Lawnview to a point 120 feet east
Essling	West	Borodino to a point 127 feet south".

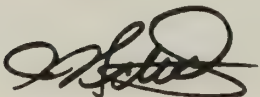
and be deleting therefrom the following item, namely:-

"Harrison	South	Harmony to 59 ft. east	Anytime".
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3. **Schedule 35 (Wheelchair Loading Zones)** is hereby amended by adding thereto the following items, namely:-

"Strathearne	West	22 feet	212 feet south of the	8:00 a.m. to 10:00 p.m.
			north end of the street	
East 23rd	West	26 feet	250 feet south of Concession	9:00 a.m. to 11:00 p.m.".

PASSED this 29th day of June A.D. 1993.



CITY CLERK





MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 93-142

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 1157 RYMAL ROAD EAST

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "M-11" (Prestige Industrial) District provisions, as contained in Section 17C of Zoning By-law No. 6593, applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirement that,

(a) notwithstanding Section 17C(1)(c) of By-law No. 6593, a billiard parlour shall be permitted.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "M-11" District provisions, subject to the special requirement referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1311.

4. Sheet No. E-59D of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1311.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 29th day of June A.D. 1993

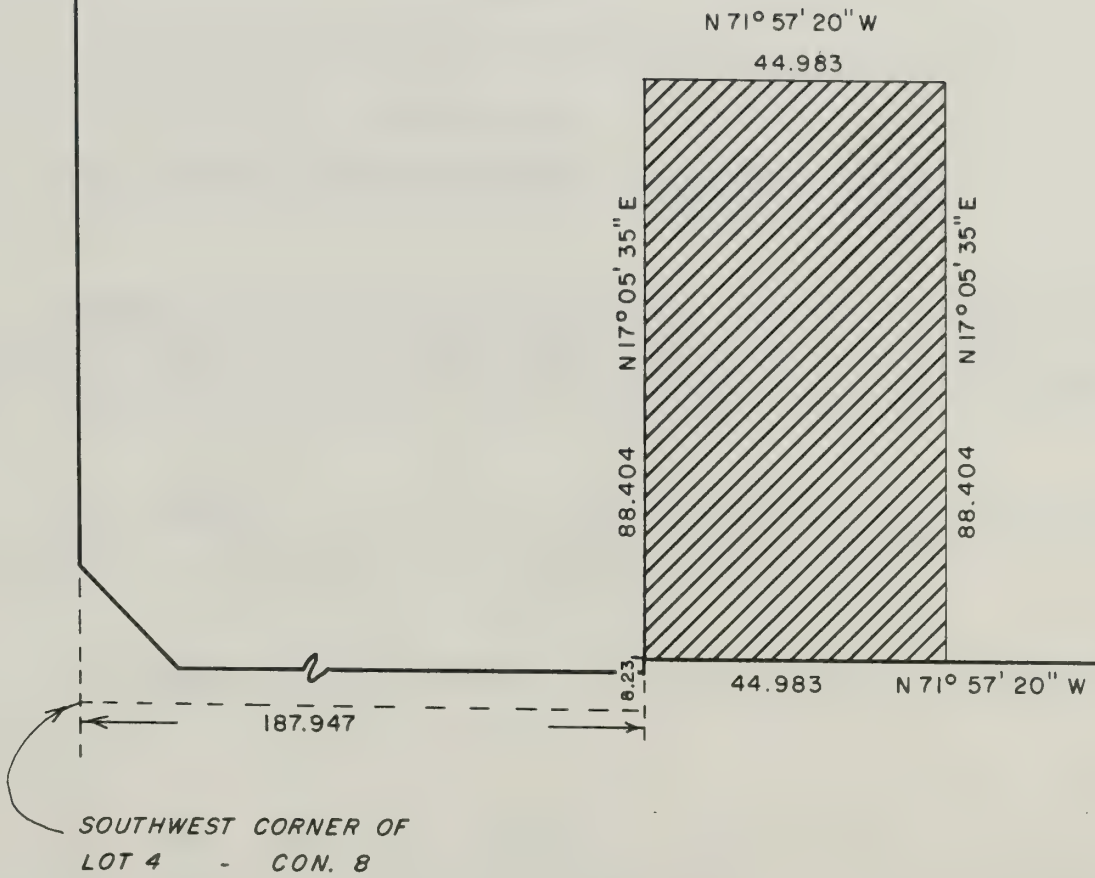


CITY CLERK



MAYOR

UPPER OTTAWA STREET



RYMAL ROAD EAST

NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 93 - 142
Passed the 29th day of June, 1993.

Clerk

Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 93 - 142

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



Lands to be regulated by
By-Law No. 93 - 142

North



Scale
NOT TO SCALE

Date
MAY 1993

Reference File No.
ZAR 93 - 06

Drawn By
Z.K.

The Corporation of the City of Hamilton

BY-LAW NO. 93-143

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 29 SEVERN STREET

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The **"H"** (Community Shopping and Commercial, etc.) District provisions, as contained in Section 14 of Zoning By-law No. 6593, applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirements that,

- (a) notwithstanding Section 14.(1) of By-law No. 6593, a multiple dwelling consisting of five (5) dwelling units shall be permitted;
- (b) Section 14.3(ii)(a) of By-law No. 6593 shall not apply to the northerly lot line;
- (c) notwithstanding Section 14.(3)(ii)(a) of By-law No. 6593, a side yard of a width of at least 1.2 m shall be provided and maintained along the southerly lot line;
- (d) notwithstanding Section 14.(3)(iii)(a) of By-law No. 6593, a rear yard depth of at least 6.2 m shall be provided and maintained;
- (e) notwithstanding Section 18A(1) of By-law No. 6593, not less than three (3) parking spaces shall be provided and maintained on the lot;
- (f) Section 18A(1)(c) of By-law No. 6593 shall not apply;
- (g) a landscaped area of not less than 25% of the lot area shall be provided and maintained at grade; and
- (h) a front yard not less than 5.0 m in depth shall be provided and maintained for any portion of the building above two (2) storeys in height.

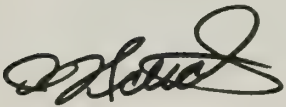
2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "H" District provisions, subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1310.

4. Sheet No. W-3 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1310.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 29th day of June A.D. 1993



CITY CLERK



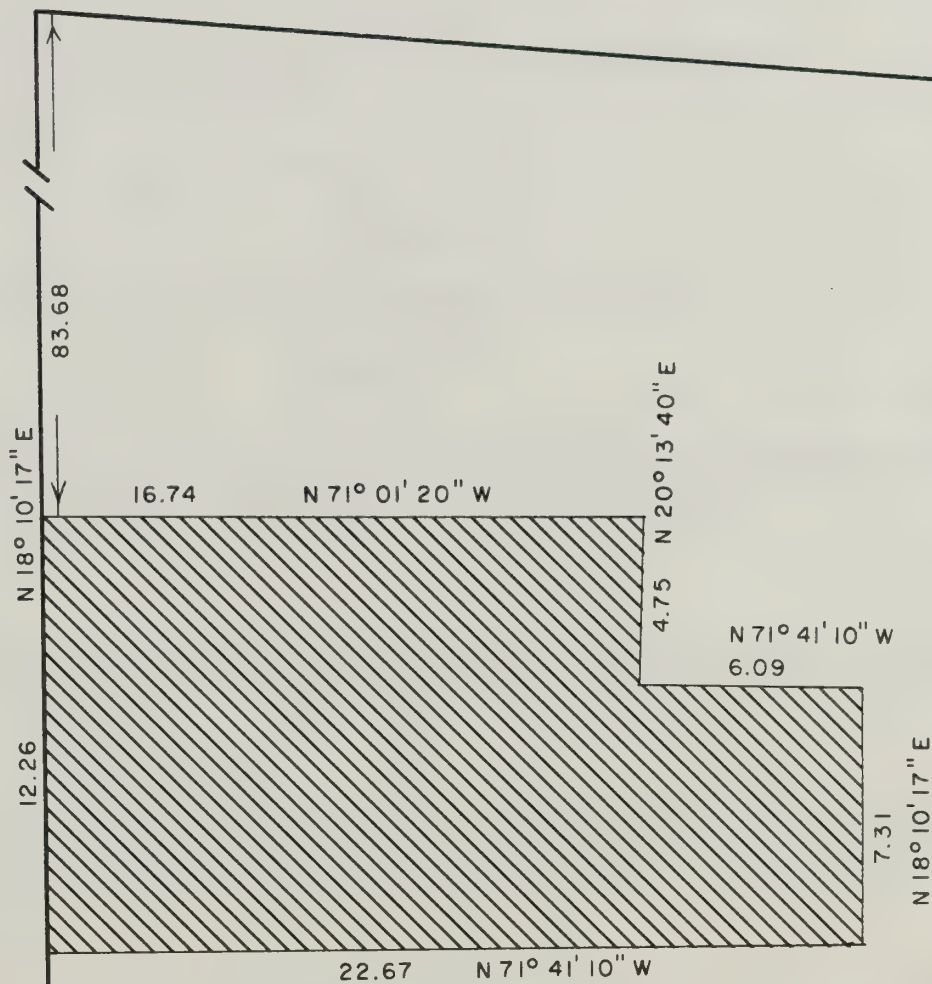
MAYOR



(1993) 9 R.P.D.C. 10, May 11
 Leo Cascioli, Owner
 Amended ZA-91-59

COLBOURNE STREET

SEVERN STREET



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 93 - 143
Passed the 29th day of June, 1993.

Clerk

Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 93 - 143....

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



Lands to be regulated by
By-Law No. 93 - 143....

North



Scale
NOT TO SCALE

Date
MAY 1993

Reference File No.
ZA 91 - 59

Drawn By
Z.K.

The Corporation of the City of Hamilton

BY-LAW NO. 93-144

To Adopt:

Official Plan Amendment No. 121

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 1010-1024 UPPER WENTWORTH STREET,
WITHIN THE BRULEVILLE NEIGHBOURHOOD

The Council of The Corporation of the City of Hamilton
enacts as follows:

1. Amendment No. 121 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.

2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

PASSED this 29th day of June A.D. 1993



CITY CLERK



MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 93- 145

To Amend:

Zoning By-law No. 6593

Respecting:

**LANDS LOCATED AT
MUNICIPAL NOS. 1010-1024 UPPER WENTWORTH STREET**

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 85-171 on the 27th day of August 1985 to change the zoning and establish special requirements under Section 19B of Zoning By-law No. 6593, for the "HH" District, in respect of the lands located on the west side of Upper Wentworth Street, between Mohawk Road East and Limeridge Road East, in the vicinity of Kingfisher Drive, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", which by-law was approved by the Ontario Municipal Board by Order dated the 14th day of January 1986, (File No. R 850477);

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Section 1 of the 10th Report of the Planning and Development Committee at its meeting held on the 25th day of May 1993, recommended that Zoning By-law No. 6593, as amended by By-law No. 85-171, be further amended to establish special requirements under Section 19B of Zoning By-law No. 6593 in respect of the above-captioned land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A" and forming part of this by-law;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982, as amended by Official Plan Amendment No. 121, proposed by the Council of The Corporation of the City of Hamilton but not yet approved by The Regional Municipality of Hamilton-Wentworth in accordance with the provisions of Sections 4, 17 and 21 of the Planning Act, R.S.O. 1990, Chapter P.13.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-18A of the District Maps, appended to and forming part of By-law No. 6593, is amended,
 - (a) by changing from "HH" (Restricted Community Shopping and Commercial) District to "HH" - 'H' (Restricted Community Shopping and Commercial - Holding) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The "HH" - 'H' (Restricted Community Shopping and Commercial - Holding) District, referred to in Section 1. shall be subject to the special requirements that,

- (a) the applicant/owner shall apply for and receive approval of a Site Plan Control application from the City of Hamilton, and receive approvals and amendments where necessary for access to the lands from Regional Council, as required by the Roads Department;
- (b) upon completion of all of the matters contained in subclause 2.(a), the 'H' symbol shall be removed by amendment to this by-law and the development of the lands referred to in Section 1. may proceed in accordance with the "HH" District provisions, subject to the special requirements referred to in Section 3. of this by-law and Section 2. of By-law No. 85-171.

3. The "HH" (Restricted Community Shopping and Commercial) District provisions, as contained in Section 14A of Zoning By-law No. 6593, as amended by By-law No. 85-171, applicable to the land referred to in section 1, are amended to the extent only of the special requirements that,

- (a) notwithstanding Section 14A(1) of By-law No. 6593 and Sections 2.(a)(ii)1. and 2.(a)(ii)3. of By-law No. 85-171, the following use shall be permitted:
 - 1. a restaurant without any dancing or other entertainment except music and having a maximum gross floor area of 375 m² (4,037 square feet);
- (b) a minimum 3.0 m (9.84 feet) wide landscape planting strip shall be provided and maintained along the southerly lot line;
- (c) a minimum 3.0 (9.84 feet) wide landscape planting strip shall be provided and maintained along the easterly lot line, except for access driveways;
- (d) a minimum 6.0 m (19.68 feet) wide landscape planting strip shall be provided and maintained along the westerly lot line;
- (e) a visual barrier of not less than 1.2 m (3.93 feet) in height and not more than 2.0 m (6.56 feet) in height shall be provided and maintained within the landscaped planting strip along the westerly lot line;
- (f) a visual barrier of not less than 1.2 m (3.93 feet) in height and not more than 2.0 m (6.56 feet) in height shall be provided and maintained along the southerly lot line; and,
- (g) notwithstanding Section 14A(1)(c) and Section 14A(3)(a) of By-law No. 6593, a second ground sign shall be permitted and shall provide a minimum front yard depth of 4.5 m (14.76 feet).

4. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "HH" District provisions, subject to the special requirements referred to in Section 3. of this by-law and Section 2. of By-law No. 85-171.

5. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-922c.

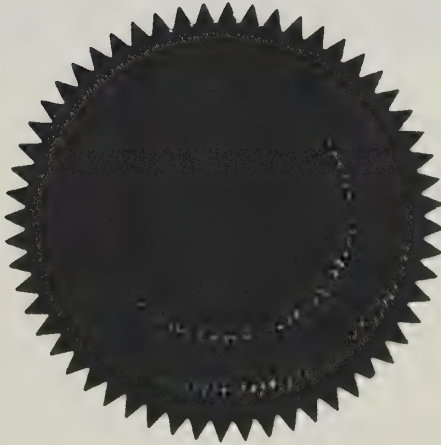
6. Sheet No. E-18A of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-922c.

7. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 29th day of June A.D. 1993.

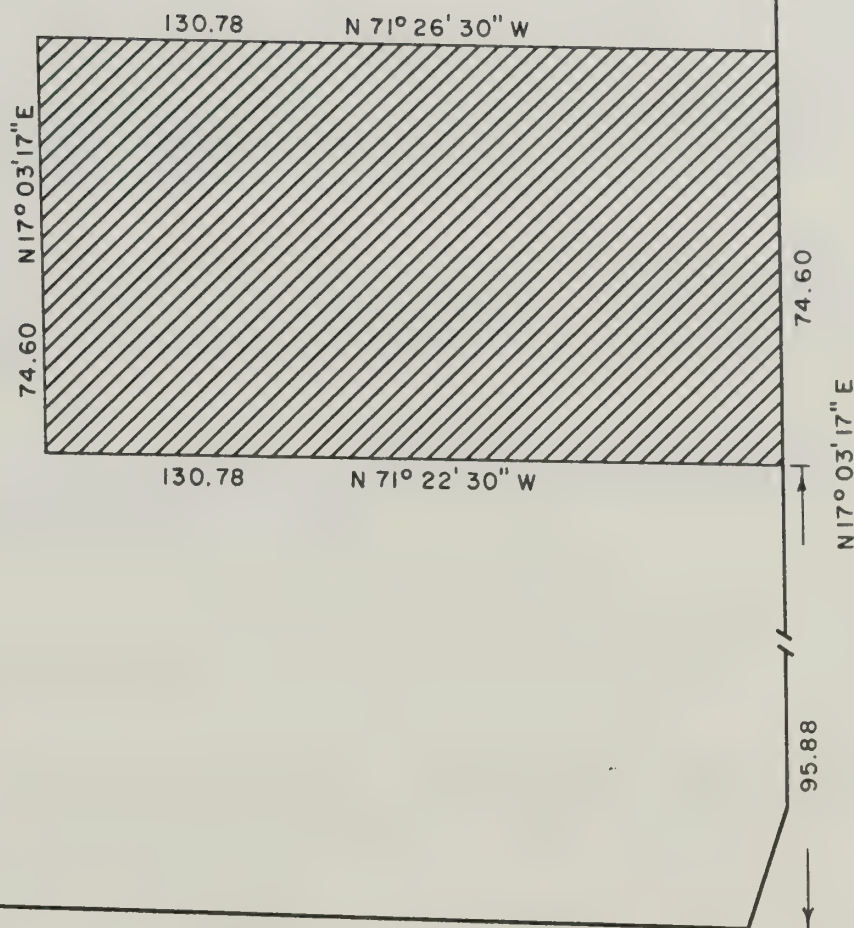


CITY CLERK



MAYOR

(1993) 10 R.P.D.C. 1, May 25
891157 Ontario Inc.
(Roy Yates), Owner
Amended ZA-92-48

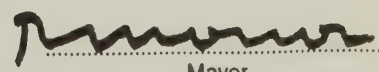


LIMERIDGE ROAD EAST

NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 93-145.
Passed the 29th day of June, 1993.


Clerk


Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 93-145

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Change in zoning from:



"HH" (Restricted Community Shopping and Commercial) District, modified, to "HH" - "H" (Restricted Community Shopping and Commercial - Holding) District, modified.

North



Scale
NOT TO SCALE

Date
MAY 1993

Reference File No.
ZA 92 - 48

Drawn By
Z.K.

The Corporation of the City of Hamilton

BY-LAW NO. 93-146

To Amend By-law No. 93-032

Respecting:

PLANNING FEES

WHEREAS By-law No. 93-032 was enacted on the 12th day of January 1993 to establish a Tariff of Planning Fees;

AND WHEREAS The Council of The Corporation of the City of Hamilton, on May 11, 1993, in adopting Item 4 of the 9th Report of the Planning and Development Committee, authorized this By-law;

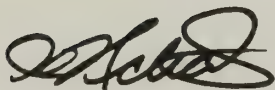
NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

Section 1 of By-law No. 93-032 is amended by adding the following subsection:

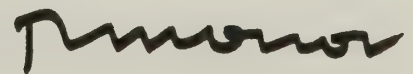
"11. Request by the Applicant or agent of an Official Plan Amendment or a Rezoning Application to cancel a public meeting.

(i) Fee per public notice
recirculation \$250.00"

PASSED this 29th day of June 1993.



CITY CLERK



MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 93-147

To authorize:

**DEMOLITION AND CLEARING OF
BUILDINGS, STRUCTURES, DEBRIS OR REFUSE AT:**

275 BAY STREET NORTH

WHEREAS a Notice dated the 30th Day of October, 1992 was served or caused to be served in accordance with Subsection 6 of Section 31 of The Planning Act, 1983:

AND WHEREAS an Order dated the 25th of November 1992 was served or caused to be served in accordance with Subsection 7 of Section 31 of the said Act:

AND WHEREAS an appeal has been made from the said Order in accordance with Subsection 16 of Section 31 of the said Act:

AND WHEREAS a hearing was held on the 28th of January, 1993 by the Property Standards Committee in accordance with Subsection 17 of Section 31 of the said Act;

AND WHEREAS the Property Standards Committee confirmed the Order in accordance with Subsection 17 of Section 31 of the said Act;

AND WHEREAS no appeal has been lodged with a Judge of the Judicial District pursuant to Subsection 18 of Section 31 of the said Act;

AND WHEREAS the Order is now deemed to be final and binding pursuant to Subsection 19 of Section 31 of the said Act;

AND WHEREAS the buildings and structures situate on the land more particularly described in Schedule "A" have not been repaired or demolished and the site cleared as required by the said Order;

AND WHEREAS the said buildings and structures are not in conformity with the standards prescribed in The Property Standards By-Law No. 74-74, and are in a ruinous and deteriorated condition;

AND WHEREAS in accordance with Subsection 20 of Section 31 of the said Act, the Corporation has the right to demolish or repair the property in the event that the Order has not been complied with;

AND WHEREAS it is desirable to demolish the buildings and structures and to clear the site in order to secure the health, welfare and safety of the inhabitants of the area;

AND WHEREAS pursuant to Clause (c) of Section 36 of the Property Standards By-Law No. 74-74, as amended, the final amount expended by the City to demolish the buildings, together with interest, is a lien against the property in respect of which the amount was expended and the certificate of the City Clerk as to such amount is final and such amount is deemed to be taxes and may be added to the collector's roll to be collected in the same manner as municipal taxes.

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. The Building Commissioner is hereby authorized and directed to provide for the demolition and clearing of all buildings, structures, debris or refuse on the land known as municipal number 275 Bay Street North, more particularly described in the attached Schedule "A", and to leave the land in a graded and levelled condition.
2. It is hereby authorized and directed that the amount expended for the work done shall be added to the collector's roll and shall be collected in the same manner as municipal taxes.

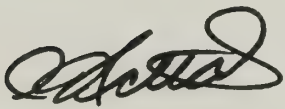
PASSED

29th

this day of

June

A.D. 1993



CITY CLERK



MAYOR



The Corporation of the City of Hamilton

BY-LAW NO. 93- 148

To Remove
Land within the Claudette Gardens, Phase 3 Subdivision, Plan 62M-734
from Part Lot Control

WHEREAS subsection 5 of section 50 of the Planning Act, (R.S.O. 1990, Chapter P.13) establishes part-lot control on land within registered plans of subdivision;

AND WHEREAS subsection 7 of section 50 of the Planning Act, states, in part, as follows:

- (7) Despite subsection (5), the council of a local municipality may by by-law provide that subsection (5) does not apply to land that is within such registered plan or plans of subdivision or part of parts thereof as is or are designated in the by-law, and, where the by-law is approved by the Minister, subsection (5) ceases to apply to such land, . . .;

AND WHEREAS the Minister has delegated his authority to approve by-laws enacted under subsection 7 of section 50 of the Planning Act to the Council of The Regional Municipality of Hamilton-Wentworth pursuant to section 4 of the Planning Act by Ontario Regulation 476/83;

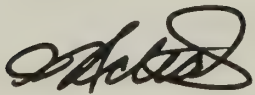
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 5 of section 50 of the Planning Act, shall not apply to the following lands:

All lots within Registered Plan Number 62M-734, in the City of Hamilton, Regional Municipality of Hamilton-Wentworth.

2. (a) This by-law shall come into force and effect on the date of its approval by Council of The Regional Municipality of Hamilton-Wentworth.
- (b) Where this by-law has been enacted and the said approval has been endorsed hereon, it shall be registered on title to the land described in paragraph one above.

PASSED this 29th day of June A.D. 1993.



CITY CLERK



MAYOR

This Bylaw is approved pursuant to section 50(7), the Planning Act and section 4, Bylaw R89-171 of The Regional Municipality of Hamilton-Wentworth, this day of 1993.



Commissioner of Planning and Development of
The Regional Municipality of Hamilton-Wentworth

The Corporation of the City of Hamilton

BY-LAW NO. 93- 149

To Amend By-law No. 85-066

RESPECTING STREET VENDORS

WHEREAS the City of Hamilton permits street vending under agreements approved by Council;

AND WHEREAS it is desirable to amend the provisions of By-law 85-066 respecting street vending, as amended by By-law 85-181 and 86-154, respecting fees, regulations, and the processing of applications;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 7 of By-law 85-066, as repealed in By-law 86-154 is replaced with the following:

" 7. (1) Upon receipt of a completed application, including all prescribed information and the prescribed fee, the Issuer of Licences shall review the application and provide a report, after consulting with other departments of the Corporation of the City of Hamilton and the Regional Municipality as necessary.

(2) The report of the Issuer of Licences shall address the following:

(a) Considering the type of products sold, will the street vendor add to the diversity of goods available from businesses in the proximity of the location;

(b) Considering the design and quality of the street vendors stand, will the stand add colour and diversity, in addition to considering the design and quality of construction and materials, the size of the stand, and its relation to other stands in the area.

(c) Considering the location at which street vending is proposed, is the location suitable for street vending, and appropriate for the particular type of street vending proposed, in addition to considering public safety and public need for the property, its relationship to adjacent property or businesses, and other street vendors."

(3) The location designated in a street vending permit must be one approved by Council.

2. Section 16 of By-law 85-066, as amended in By-law 85-181 and repealed in By-law 86-154, is replaced with the following:

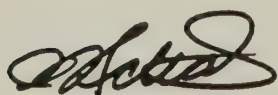
"16. Every street vendor selling food shall provide a receptacle for garbage at each of their stands, for the use of customers."

3. Section 22 of By-law 85-066, as amended in By-law 86-154, is repealed and replaced with the following:

- "22. The fee payable by a street vendor for the issuance, renewal or extension of a Permit, for each stand, is \$500.00."

4. In all other respects, By-law No. 85-066 as amended, is hereby confirmed without change.

PASSED this 29th day of June A.D. 1993.



CITY CLERK




MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 93- 150

To Authorize:

**THE INSTALLATION OF BLEACHERS
AT MOHAWK SPORTS PARK**

WHEREAS the Ontario Municipal Board by Order dated the 28th day of March 1991, (File No. E 910208), approved,

- (a) the installation of floodlighting and bleachers at Mohawk Sports Park at an estimated cost of \$470,000.00, and the borrowing of money by way of temporary advances not exceeding in the aggregate such estimated cost pending the sale of debentures, and
- (b) the issuance of the necessary debentures to a maximum of \$470,000.00 for a term not to exceed twenty years by The Regional Municipality of Hamilton-Wentworth chargeable to the applicant corporation;

AND WHEREAS the Council of The Corporation of the City of Hamilton enacted By-law No. 91-210 on October 29, 1991 to authorize the installation of flood lighting at Mohawk Sports Park at the cost of \$84,900.00;

AND WHEREAS the Council of The Corporation of the City of Hamilton enacted By-law No. 92-285 on November 24, 1992, to re-zone the Mohawk Sports Park;

AND WHEREAS the total cost of the floodlighting and the bleachers will not exceed \$470,000.00;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. The undertaking described as the installation of bleachers at Mohawk Sports Park, which cost will not exceed \$385,100.00, may now be proceeded with in accordance with the Ontario Municipal Board Order dated the 28th day of March 1991.
2. The proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all such things necessary to give effect to the said Order of the Ontario Municipal Board.

PASSED this 29th day of June, 1993.



City Clerk



Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 93- 151

To Amend:

Market By-law No. 92-310

Respecting:

MARKET HOURS

WHEREAS Section 210, paragraph 72 of the Municipal Act, Chapter M.45 provides as follows:

210. By-laws may be passed by the councils of local municipalities:

65. For establishing, maintaining and operating markets and for regulating such markets and any other markets located within the municipality;

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 92-310 on the 8th day of December 1992 to regulate the Hamilton Farmers' Market;

AND WHEREAS the Council of The Corporation of the City of Hamilton in adopting Section 16 of the 13th Report of the Finance and Administration Committee at its meeting held on the 26th day of May 1992 recommended that By-law No. 81-180, as amended, be further amended to change the hours of operation for the Hamilton Farmers' Market.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 5a. (1) of By-law No. 92-310, as amended, is further amended by repealing and substituting therefor the following:

5a. (1) The market hours for customers shall be as follows:

1. From 7:00 o'clock in the forenoon to 6:00 o'clock in the afternoon of the same day on Tuesday and Thursday;
2. From 7:00 o'clock in the forenoon to 6:00 o'clock in the afternoon of the same day on Friday; and
3. From 6:00 o'clock in the forenoon to 6:00 o'clock in the afternoon of the same day on Saturday.

2. Subsection 5a. (2) of By-law No. 92-310, as amended, is further amended by repealing and substituting therefor the following:

5a. (2) The market hours for stallholders shall be as follows:

1. Except as provided in paragraphs 2, 3 and 4, from 4:00 o'clock in the forenoon to 6:00 o'clock in the afternoon of the same day.
2. On Saturdays from 3:00 o'clock in the forenoon to 6:00 o'clock in the afternoon of the same day.
3. From 12:00 o'clock midnight on market days immediately preceding a statutory holiday to 6:00 o'clock in the afternoon of the same day.
4. During peak season, for such periods of time as are designated by the Market Manager.

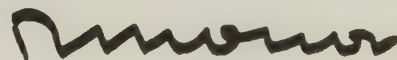
3. In all other respects, By-law No. 92-310, as amended, is hereby confirmed, unchanged.

4. This by-law comes into force and effect on the 1st day of June 1992.

PASSED this 29th day of June A.D. 1993



CITY CLERK



MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 93- 152

To Amend:

By-law No. 79-323 as Consolidated in By-law No. 93-069

TO REPEAL VARIOUS TRADE AND BUSINESS LICENCES

WHEREAS the City of Hamilton licences and regulates various trades and businesses under schedules of By-law 93-069 as amended, being a consolidation of By-law 79-323, the City of Hamilton Licensing Code;

AND WHEREAS it is desirable to no longer licence certain trades or businesses;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

General

1. Schedules 1, 2, 6, 7, 21, 23, 25, 26, 27, 29, and 40 to Licensing By-law No. 93-069 as amended, are repealed.
2. Appendixes "A", "B" and "C" to Schedule 40, as contained in Schedule 44 of Licensing By-law No. 93-069 as amended, being forms used in Schedule 40, are repealed.
3. Sections 1, 2, 6, 7, 21, 23, 25, 26, 27, 29, and 40 of Schedule 45 to Licensing By-law No. 93-069 as amended, being the fees and charges under the Schedules listed in section 1 of this by-law, are repealed.

Flea Market Stallholders and Salvage and Secondhand Goods Dealers

4. Schedule 17 to Licensing By-law No. 93-069 as amended, is amended by repealing the words "second-hand goods shop or dealer in second-hand goods" in subsections 2(1) and 4(1) and replacing them with the words "or second-hand goods shop".
5. Section 7 of Schedule 17, and subsections 2(2), 5(2) and section 3a of Schedule 43, to Licensing By-law No. 93-069 as amended, are repealed.
6. Subsection 7(2) of Schedule 43 to Licensing By-law No. 93-069 as amended, is further amended by deleting the words "and stallholder" in the first line.
7. Subsections 17(1), 17(2), and 43(2) of Schedule 45 to Licensing By-law No. 93-069 as amended, are repealed.
8. In all other respects, Licensing By-law No. 93-069 as amended, is hereby confirmed without change.

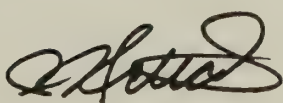
PASSED this

29th

day of

June

A.D. 1993.



CITY CLERK



MAYOR

BY-LAW NO. 93 - 153

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 29TH DAY OF JUNE A.D., 1993.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

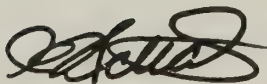
AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

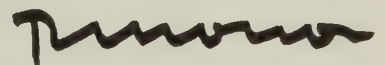
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 29th day of June A.D. 1993



CITY CLERK



MAYOR



BY-LAW NO. 93 - 154

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

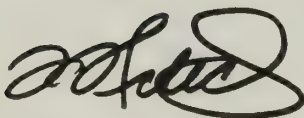
1. **Schedule 10 (Stops at Intersections)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by deleting therefrom the following items, namely:-

"Bay	Northbound and Southbound	Simcoe
Bay	Northbound and Southbound	Strachan".

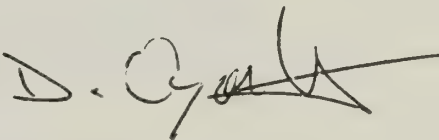
and by adding thereto the following items, namely:-

"Bay	Northbound and Southbound	Harbour Front
Harbour Front	Eastbound	Bay ".

PASSED this *Twentieth* day of *July* A.D. 1993.



CITY CLERK



ACTING MAYOR

BY-LAW NO. 93 - 155

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 20TH DAY OF JULY A.D., 1993.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

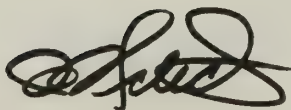
AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

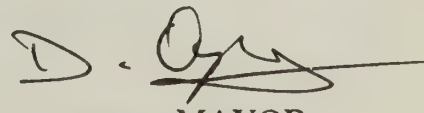
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 20th day of July A.D. 1993



CITY CLERK



ACTING MAYOR

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 93- 156

**TO INCORPORATE PARTS 11 & 14, PLAN 62R-10568
INTO BUTLER DRIVE**

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Butler Drive by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows: -

1. The following lands are hereby established and laid out as a public highway to form part of Butler Drive.

Part of Parcel "B", Registered Plan No. 909, designated as Part 14, on Plan 62R-10568 and Part of Holland Avenue, Registered Plan No. 909 (now closed by Judge's Order No. 062794), designated as Part 11, on Plan 62R-10568.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 27th day of July A.D. 1993.



City Clerk



Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 93-157

TO AMEND BY-LAW NO. 92-292

**TO INCORPORATE PART 7, PLAN 62R-12372 AND
PART 1, PLAN 62R-12403 INTO DUNCAIRN CRESCENT**

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Duncairn Crescent by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The description of the following lands which were established and laid out as a public highway to form part of Duncairn Crescent, described as part of Parcel 18-1, Section Bar.7 in By-Law No. 92-292, is hereby revised and amended as follows;

Part of Parcel 18-6
Section Bar.7

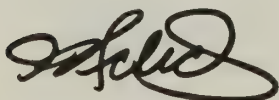
Being Part of Lot 18, Concession 7, in the former geographic township of Barton, designated as part 7, Plan 62R-12372, being part of the Parcel.

City of Hamilton

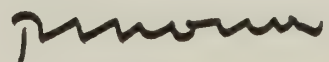
Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 27th day of July A.D. 1993.



City Clerk



Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 93- 158

TO AMEND BY-LAW NO. 92-291

**TO INCORPORATE BLOCK FX, PLAN M-129 AND
PART 3, PLAN 62R-12372 INTO GONDOLA STREET**

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Gondola Street by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The description of the following lands which were established and laid out as a public highway to form part of Gondola Street, described as part of Parcel 18-1, Section Bar.7 in By-Law No. 92-291 is hereby revised and amended as follows;

Part of Parcel 18-6
Section Bar.7

Part of Lot 18, Concession 7, in the former geographic township of Barton, designated as Part 3, on Plan 62R-12372, being part of the Parcel.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 27th day of July A.D. 1993.


City Clerk


Mayor



TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 10 (Stops at Intersections)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following items, namely:-

"Mount Pleasant	Northbound and Southbound	Independence
Sanford	Northbound and Southbound	Rutherford
East 42nd	Northbound	Seventh
Kelso	Eastbound	Highcliffe
Sylvester	Northbound	Highridge
Sylvester	Southbound	Berkindale
Berkindale	Westbound	Donn
Emperor	Eastbound	Acadia
Acadia	Northbound and Southbound	Emperor
Delawana	Eastbound and Westbound	Riverdale
Locheed	Eastbound and Westbound	Lennox
Leduc	Northbound	Carson
Leduc	Southbound	Laird
Laird	Eastbound	Kingsberry
Kingsberry	Southbound	Locheed
Palace	Southbound	Locheed
Knights	Westbound	Palace
Embassy	Westbound	Palace".

2. **Schedule 29 (No Stopping Areas)** is hereby amended by adding thereto the following items, namely:-

"Princeton	East	Margate to 134 feet southerly
Weir	West	Vansitmart to 96 feet northerly
Hadeland	North	Wendover to 50 feet easterly".

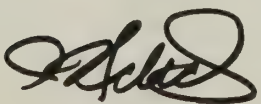
and by deleting therefrom the following item, namely:-

"Princeton	East	Margate to 101 feet south".
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3. **Schedule 35 (Wheelchair Loading Zones)** is hereby amended by deleting therefrom the following item, namely:-

"Chestnut	East	22 feet	188 feet north of Cannon	8:00 a.m. - 9:00 p.m."
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PASSED this 27th day of July A.D. 1993.



CITY CLERK




MAYOR

BY-LAW NO. 93 - 160

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 34 (Sticker Permit Parking)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following items, namely:-

"Kelly	North	commencing 98 feet west of Cathcart and extending to a point 42 feet westerly therefrom	Anytime
Fraser	East	commencing 172 feet north of Campbell and extending to a point 24 feet northerly	Anytime".

2. **Schedule 25A (Parking Time Limits)** is hereby amended:

a) by adding to **Section 14 (One Hour Limit)** the following items, namely:-

"Butler	North & East	commencing at Acadia (north leg) and extending to Acadia (east leg)".
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b) by deleting from **Section 8 (One Hour Limit)** the following item, namely:-

"West 3rd	West	Monarch to Wembley".
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3. **Schedule 26 (No Parking Areas)** is hereby amended by adding to **Section A (No Parking Anytime)** the following items, namely:-

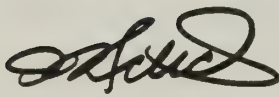
"Sanford	East	Cumberland to south curb line of Rutherford
Ferguson	West	commencing 80 feet south of Wilson and extending to a point 64 feet southerly
Strawberry	North & West	commencing 260 feet south of Cranberry and extending to a point 117 west of Strawberry (east leg)
Glendale	West	Barton to Cannon
Glen	South	Macklin to 263 feet easterly
Glen	South	commencing 361 feet east of Macklin to easterly end
Glen	North	Macklin to 320 feet easterly
Butler	West	commencing at Acadia (north leg) and extending to the west property line of St. Jean de Brebeuf School".

and by deleting therefrom the following items, namely:-

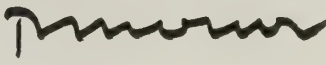
"Sanford	East	Cumberland to 99 feet north
Glen	Both	Macklin to easterly end".

4. **Schedule 26A (No Parking Areas)** is hereby amended by:
- (a) adding to **Section K (No Parking, 8:00 a.m. to 5:00 p.m.)** the following item, namely:-
- | | | | |
|-------|-------|---|--|
| "Glen | North | commencing 320 feet east of Macklin to easterly end". | |
|-------|-------|---|--|
- (b) by deleting from **Section F (No Parking, 8:00 a.m. to 4:00 p.m.)** the following item, namely:-
- | | | | |
|------------|------|-----------------------|--|
| "Princeton | East | Margate to Sherwood". | |
|------------|------|-----------------------|--|
5. **Schedule 26B (No Parking Areas)** is hereby amended by deleting therefrom the following items, namely:-
- | | | | |
|----------------|------|-----------------------|--|
| "Chilton Place | East | Markland to south end | 2nd Tuesday each month 8:00 a.m. to 12:00 noon |
| Chilton Place | West | Markland to south end | 2nd Tuesday each month 8:00 a.m. to 12:00 noon". |
6. **Schedule 27 (Alternate Side Parking)** is hereby amended by deleting therefrom the following items, namely:-
- | | | | |
|--------------------|------|------|--|
| "Glendale | West | East | |
| Cannon to Barton". | | | |

PASSED this 27th day of July A.D. 1993.


CITY CLERK




MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 93- 161

To Amend:

Zoning By-law No. 6593

Respecting:

TOWNHOUSES IN MULTIPLE DWELLING DISTRICTS

WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 6593 on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Section 1 of the 12th Report of the Planning and Development Committee at its meeting held on the 27th day of July 1993, recommended that By-law No. 6593 be amended to provide for a general text amendment to the said by-law by deleting townhouses and street townhouses as permitted uses in the "D" and "G" Districts, and by deleting townhouses, maisonettes and street townhouses as permitted uses in the "DE", "DE-2", "DE-3", "E", "E-1", "E-2" and "E-3" Districts as hereinafter provided;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "D" (Urban Protected Residential - One and Two-Family Dwellings, Townhouses, etc.) District requirements as set out under Section 10 of Zoning By-law No. 6593 are amended by,

- (a) deleting the word "Townhouses" from the district title so that it shall read as "(URBAN PROTECTED RESIDENTIAL - ONE AND TWO FAMILY DWELLINGS, ETC.)";
- (b) deleting Section 10.(1)(iii) in its entirety; and
- (c) adding thereto the following subsection:

PRIOR EXISTING USES

(8) The following uses existing on the date of the passing of By-law No. 93- 161 and any alteration, extension or enlargement of the continuing uses after the passing of the by-law shall be permitted:

- (i) A Townhouse Dwelling subject to the "RT-10" District provisions;

- (ii) A Street Townhouse Dwelling subject to the "RT-30" District provisions.

2. The "DE" (Low Density Multiple Dwellings) District requirements as set out under Section 10A of Zoning By-law No. 6593 are amended by,

- (a) deleting Section 10A.(1)(v) in its entirety; and
- (b) adding thereto the following subsection:

PRIOR EXISTING USES

- (8) The following uses existing on the date of the passing of By-law No. 93- 161 and any alteration, extension or enlargement of the continuing uses after the passing of the by-law shall be permitted:
 - (i) A Townhouse Dwelling subject to the "RT-20" District provisions;
 - (ii) A Maisonette Dwelling subject to the "RT-20" District provisions;
 - (iii) A Street Townhouse Dwelling subject to the "RT-30" District provisions.

3. The "DE-2" (Multiple Dwellings) District requirements as set out under Section 10B of Zoning By-law No. 6593 are amended by,

- (a) deleting Section 10B.(1)(v) in its entirety; and
- (b) adding thereto the following subsection:

PRIOR EXISTING USES

- (9) The following uses existing on the date of the passing of By-law No. 93- 161 and any alteration, extension or enlargement of the continuing uses after the passing of the by-law shall be permitted:
 - (i) A Townhouse Dwelling subject to the "RT-20" District provisions;
 - (ii) A Maisonette Dwelling subject to the "RT-20" District provisions;
 - (iii) A Street Townhouse Dwelling subject to the "RT-30" District provisions.

4. The "DE-3" (Multiple Dwellings) District requirements as set out under Section 10C of Zoning By-law No. 6593 are amended by,

- (a) deleting Section 10C.(1)(v) in its entirety; and
- (b) adding thereto the following subsection:

PRIOR EXISTING USES

- (9) The following uses existing on the date of the passing of By-law No. 93- 161 and any alteration, extension or enlargement of the continuing uses after the passing of the by-law shall be permitted:
 - (i) A Townhouse Dwelling subject to the "RT-20" District provisions;
 - (ii) A Maisonette Dwelling subject to the "RT-20" District provisions;
 - (iii) A Street Townhouse Dwelling subject to the "RT-30" District provisions.
- (10) Notwithstanding subsection (9), those lands located at Nos. 384-390 Limeridge Road East shall be deemed a "PRIOR EXISTING USE".

5. The "E" (Multiple Dwellings, Lodges, Clubs, etc.) District requirements as set out under Section 11 of Zoning By-law No. 6593 are amended by,

- (a) deleting Section 11.(1)(ia) in its entirety; and
- (b) adding thereto the following subsection:

PRIOR EXISTING USES

- (9) The following uses existing on the date of the passing of By-law No. 93- 161 and any alteration, extension or enlargement of the continuing uses after the passing of the by-law shall be permitted:
 - (i) A Townhouse Dwelling subject to the "RT-20" District provisions;
 - (ii) A Maisonette Dwelling subject to the "RT-20" District provisions;
 - (iii) A Street Townhouse Dwelling subject to the "RT-30" District provisions.

6. The "E-2" (Multiple Dwellings) District requirements as set out under Section 11B of Zoning By-law No. 6593 are amended by,

- (a) deleting Section 11B.(1)(v) in its entirety; and
- (b) adding thereto the following subsection:

PRIOR EXISTING USES

- (9) The following uses existing on the date of the passing of By-law No. 93- 161 and any alteration, extension or enlargement of the continuing uses after the passing of the by-law shall be permitted:
 - (i) A Townhouse Dwelling subject to the "RT-20" District provisions;

- (ii) A Maisonette Dwelling subject to the "RT-20" District provisions;
 - (iii) A Street Townhouse Dwelling subject to the "RT-30" District provisions.
- (10) Notwithstanding subsection (9), those lands located at No. 1620 Upper Wentworth Street shall be deemed a "PRIOR EXISTING USE".

7. The "G" (Neighbourhood Shopping Centre, etc.) District requirements as set out under Section 13 of Zoning By-law No. 6593 are amended by adding thereto the following subsection:

PRIOR EXISTING USES

- (7) The following uses existing on the date of the passing of By-law No. 93- 161 and any alteration, extension or enlargement of the continuing uses after the passing of the by-law shall be permitted:
- (i) A Townhouse Dwelling subject to the "RT-10" District provisions;
 - (ii) A Street Townhouse Dwelling subject to the "RT-30" District provisions.
- (8) Notwithstanding subsection (7), those lands located at No. 2774 King Street East shall be deemed a "PRIOR EXISTING USE".

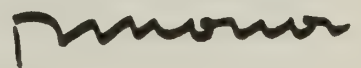
8. In all other respects, By-law No. 6593, as amended, is hereby confirmed, unchanged.

9. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 27th day of July A.D. 1993



CITY CLERK

MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 93-162

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 89-91 VINE STREET

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-4 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "**L-c**" (Planned Development - Commercial) District to "**H**" (Community Shopping and Commercial, etc.) District,

the lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The "**H**" (Community Shopping and Commercial, etc.) District provisions, as contained in Section 14 of Zoning By-law No. 6593, applicable to the lands referred to in Section 1, are amended to the extent only of the special requirement that,

- (a) a landscaped planting strip of not less than 3.0 m (9.84 feet) in width shall be provided and maintained along Vine Street, except for any area used for access driveways.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "**H**" District provisions, subject to the special requirement referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1312.

5. Sheet No. W-4 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1312.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 27th day of July A.D. 1993



CITY CLERK

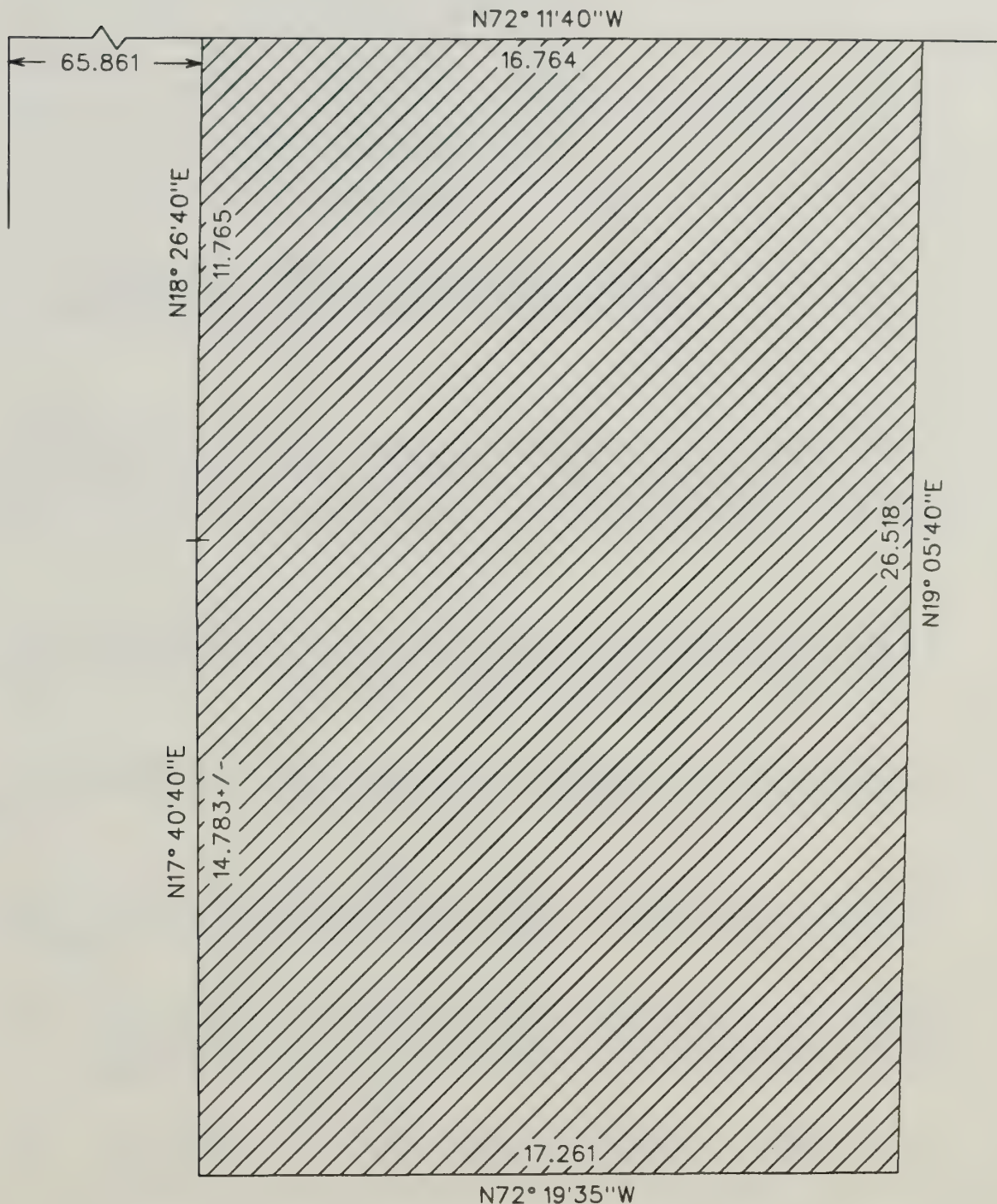


MAYOR

(1993) 11 R.P.D.C. 2, June 29
Philpott Memorial Church, Owner
Amended ZA-92-57

VINE STREET

BAY STREET NORTH



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 93-161
Passed the 27th day of July, 1993.

Clerk

Mayor

City of Hamilton
Schedule A

Map Forming Part of
By-Law No. 93-161
to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Change in zoning from:



"L-C" (Planned Development-Commercial)
District to "H" (Community Shopping and
Commercial, etc.) District, modified.

North



Scale

NOT TO SCALE

Date

JUNE 1993

Reference File No.

ZA-92-57

Drawn By

W.J.S.

The Corporation of the City of Hamilton

BY-LAW NO. 93-163

To Amend:

Zoning By-law No. 6593

Respecting:

**LANDS LOCATED SOUTH OF MUD STREET
AND WEST OF UPPER MOUNT ALBION ROAD**

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-79B of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "AA" (Agricultural) District to "C" - 'H' (Urban Protected Residential, etc. - Holding) District, the land comprised in Block 1;
- (b) by changing from "AA" (Agricultural) District to "RT-30" - 'H' (Street Townhouse - Holding) District, the land comprised in Block 2;
- (c) by changing from "R-4" (Small Lot Single-Family Detached) District to "RT-20" - 'H' (Townhouse - Maisonette - Holding) District, the land comprised in Block 3;
- (d) by changing from "R-4" (Small Lot Single-Family Detached) District to "RT-30" - 'H' (Street Townhouse - Holding) District, the land comprised in Block 4; and
- (e) by changing from "R-4" (Small Lot Single-Family Detached) District to "DE-3" - 'H' (Multiple Dwellings - Holding) District, the land comprised in Block 5,

the lands, the extent and boundaries of each of which Blocks 1, 2, 3, 4, and 5 are shown on a plan hereto annexed as Schedule "A".

2. The "C" - 'H' (Urban Protected Residential, etc. - Holding) District, "RT-20" - 'H' (Townhouse - Maisonette - Holding) District, "RT-30" - 'H' (Street Townhouse - Holding) District, and "DE-3" - 'H' (Multiple Dwellings - Holding) District referred to in Section 1. shall be subject to the special requirements that,

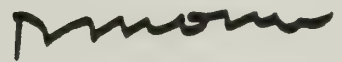
- (a) the applicant/owner has entered into a Modified Subdivision Agreement with the City/Region, and an Access Agreement with the Region, to the satisfaction of the Regional Roads Department; and
- (b) upon completion of all of the matters contained in subclause 2.(a), the 'H' symbol shall be removed by amendment to this by-law and the development of the lands referred to in Section 1. may proceed in accordance with the "C", "RT-20", "RT-30" and "DE-3" District provisions as stipulated in this by-law.

3. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 27th day of July A.D. 1993.



CITY CLERK



MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 93- 164

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 674 UPPER JAMES STREET

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS the special condition relating to this rezoning, referred to in Section 33 of the 15th Report of the Planning and Development Committee adopted by City Council on the 25th day of August 1992, has been satisfied;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-8 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "C" (Urban Protected Residential, etc.) District to "H" (Community Shopping and Commercial, etc.) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The "H" (Community Shopping and Commercial, etc.) District provisions, as contained in Section 14 of Zoning By-law No. 6593, applicable to the lands referred to in section 1 are amended to the extent only of the special requirements that,

- (a) notwithstanding Section 14(1) of By-law No. 6593, only the following uses shall be permitted within the building existing at the date of the passing of this by-law:

- (i) RESIDENTIAL USES:

- 1. Single-family dwelling;
 - 2. One dwelling unit in the same building with a permitted commercial use.

(ii) COMMERCIAL USE:

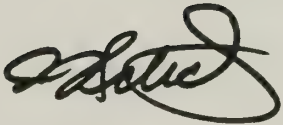
1. Medical offices (including doctor, dentist, chiropractor, osteopath, drugless practitioner).

(iii) ACCESSORY USE:

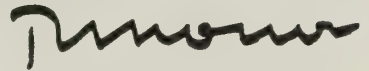
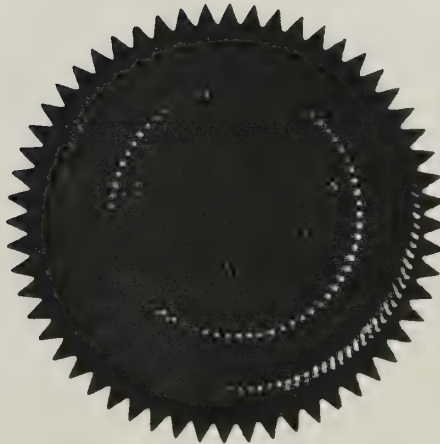
1. A wall, ground or projecting sign that complies with the following requirements:
 - (1) no sign shall exceed 1.2 m in vertical dimension or 2.2 m² in area; and
 - (2) no sign shall be illuminated unless the source of light is steady and suitably shielded to contain the illumination;
- (b) no extensions or enlargements of the building existing at the date of the passing of the by-law shall be permitted;
- (c) notwithstanding Section 18A(1) of By-law No. 6593, the following parking requirements shall be provided and maintained:
 - (i) one space for each dwelling unit;
 - (ii) one space for every 19 m² of floor area for medical offices (including doctor, dentist, chiropractor, osteopath, drugless practitioner);
- (d) Sections 18A(11)(a),(b) and (12)(a) of By-law No. 6593 shall not apply;
- (e) notwithstanding Section 18A(8) of By-law No. 6593, one of the four parallel parking spaces located along the southerly side lot line may have dimensions not less than 2.5 m in width and 6.3 m in length;
- (f) a landscaped strip not less than 1.0 m in width shall be provided and maintained along the entire westerly lot line where the building has been converted to a commercial use, except for the southerly 4.0 m;
- (g) a visual barrier not less than 1.2 m in height and not more than 2.0 m in height shall be provided and maintained along the entire southerly and westerly lot lines where the building has been converted to a commercial use;
- (h) all lighting facilities at the rear of the property shall be so installed and maintained as to ensure that the light is deflected away from all adjacent residential uses;
- (i) in the event that the existing building is destroyed or demolished, it may be replaced only by a building having the same external dimensions as the building which it replaces and the replacement building shall not have more than two storeys plus a basement, and shall only be used for the uses set out in (a), above;
- (j) notwithstanding Section 18A(1)(f) of By-law No. 6593, the manoeuvring space/aisle width for the parallel parking spaces shall be 3.00 m minimum instead of the required 3.7 m.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "H" District provisions, subject to the special requirements referred to in section 2.
4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1282.
5. Sheet No. W-8 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1282.
6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 27th day of July A.D. 1993



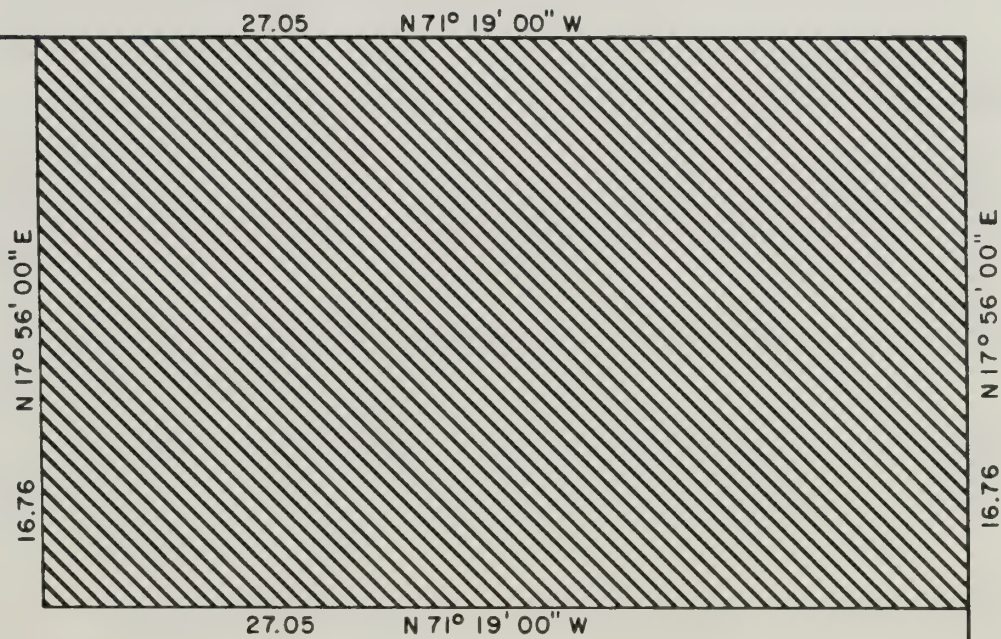
CITY CLERK



MAYOR

(1992) 15 R.P.D.C. 33, August 25
(1993) 10 R.P.D.C. 12, May 25
(1993) 12 R.P.D.C. 22, July 27
Jung Y. Mah, Owner
ZA-92-26

WEMBLEY ROAD

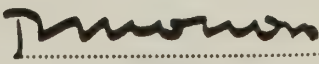


UPPER JAMES STREET

NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 9 ~~3-164~~
Passed the 27th day of July, 1993


Clerk


Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 9 ~~3-164~~

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Change in zoning from:



"C" (Urban Protected Residential, etc.)
District to "H" (Community Shopping and
Commercial etc.) District, modified.

North



Scale

NOT TO SCALE

Reference File No.
ZA 92-26

Date

AUGUST 24, 1992

Drawn By
Z.K.

The Corporation of the City of Hamilton

BY-LAW NO. 93-165

To Establish:

Site Plan Control

Respecting:

LAND LOCATED AT MUNICIPAL NO. 674 UPPER JAMES STREET

WHEREAS By-law No. 79-275, passed on the 25th day of September 1979, under Section 35a of the Planning Act, as re-enacted by the Planning Amendment Act, 1979, S.O. 1979, Chapter 59, Section 1, [now Section 41 of the Planning Act, R.S.O. 1990, c. P. 13], as amended by By-law No. 87-223, passed on the 28th day of July 1987, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land hereinafter referred to.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:

136. Land located at Municipal No. 674 Upper James Street, shown on Appendix 136 hereto annexed and forming part of this by-law.

2. Appendix 136 to By-law No. 79-275 is hereto annexed as Schedule "A", and forms part of this by-law, and By-law No. 79-275, as amended.

PASSED this 27th day of July A.D. 1993

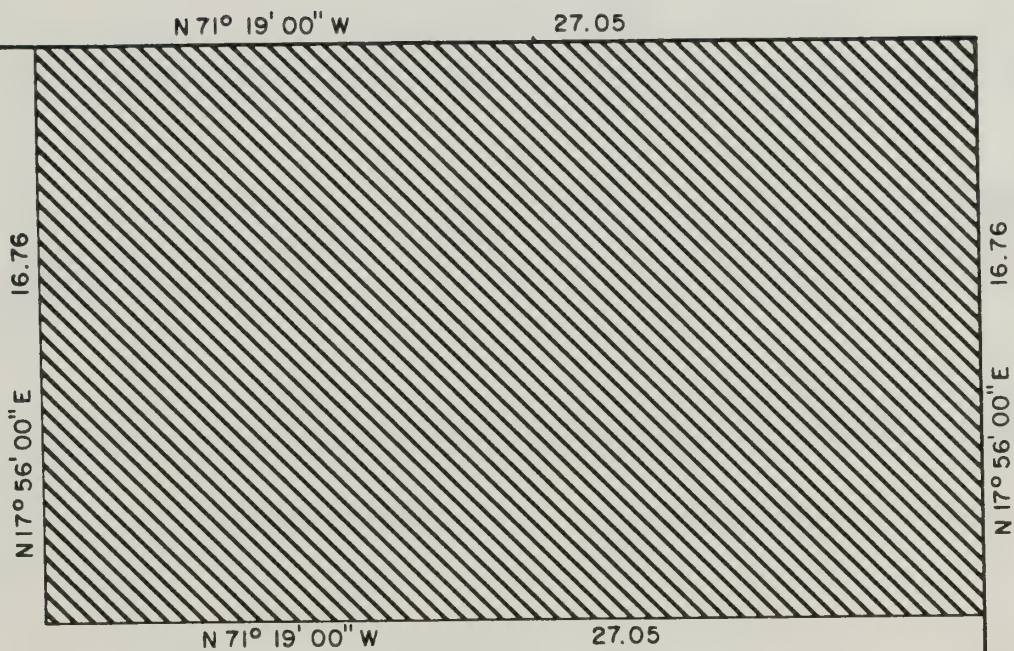


CITY CLERK



MAYOR

WEMBLEY ROAD



UPPER JAMES STREET

NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 93-165
Passed the 27th day of July, 1993


Clerk


Mayor

City of Hamilton
Appendix 136
to By-Law No.79-275

as Amended by
By-Law No.87-223

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



Lands Designated Under this By-Law
as an area of Site Plan Control pursuant
to Section 41 of the Planning Act.

North



Scale
NOT TO SCALE

Date
SEPTEMBER 21, 1992

Reference File No.
ZA92-26

Drawn By
Z.K.

The Corporation of the City of Hamilton

BY-LAW NO. 93-166

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 631 RYMAL ROAD WEST

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

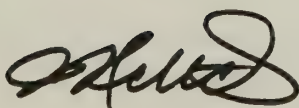
1. Sheets No. W-27E and W-27D of the District Maps, appended to and forming part of By-law No. 6593, are amended,

- (a) by changing from "AA" (Agricultural) District to "B" (Suburban Agriculture and Residential, etc.) District, the land comprised in Block 1; and
- (b) by changing from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District, the land comprised in Block 2,

the land, the extent and boundaries of each of which Blocks 1 and 2 are shown on a plan hereto annexed as Schedule "A".

2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 27th day of July A.D. 1993.



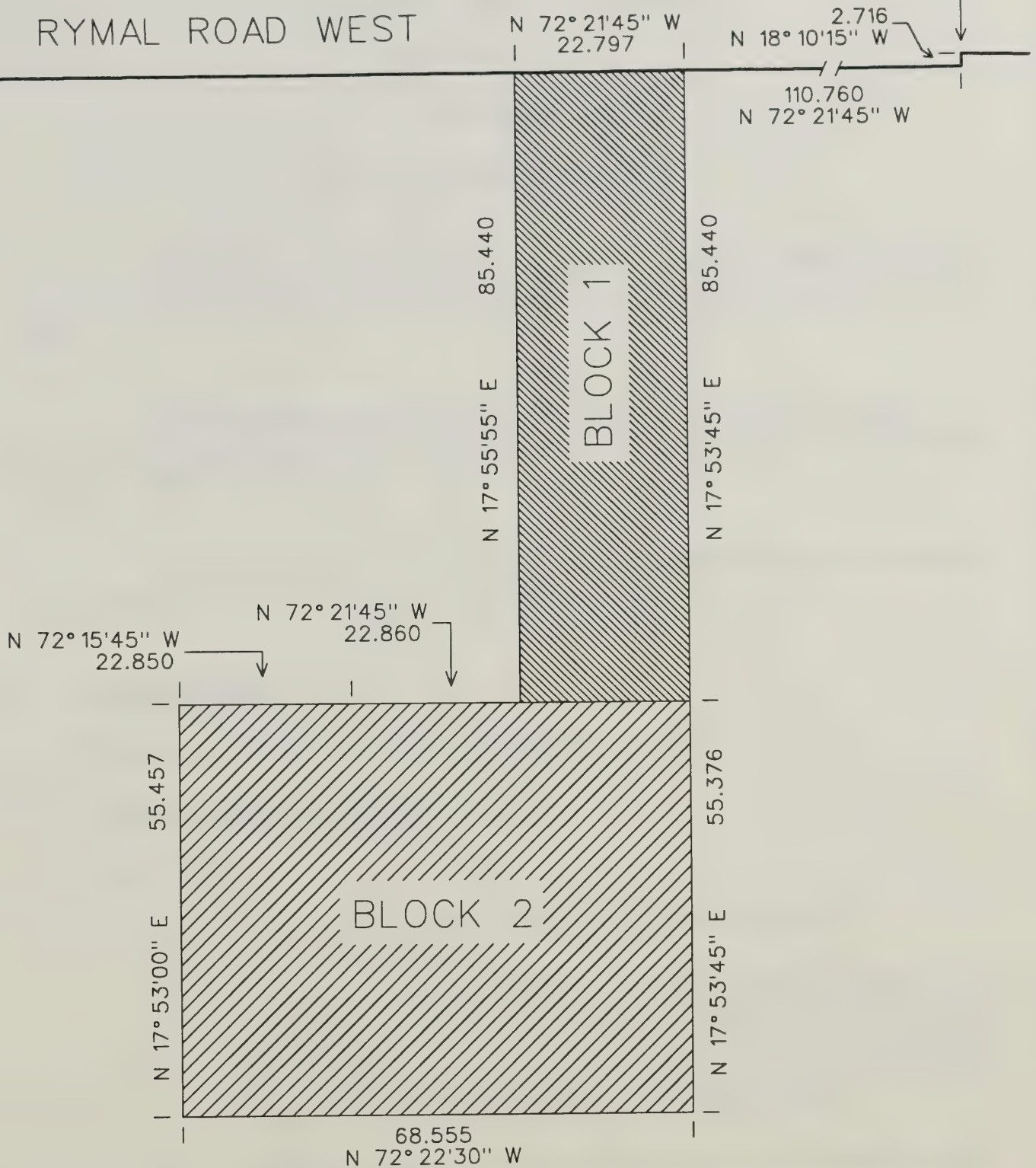
CITY CLERK



MAYOR

RYMAL ROAD WEST

Northeast Corner of
Lot 1, Con. 1



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 93-166
Passed the 27th day of July, 1993.

Clerk

Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 93-166
to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Change in zoning from "AA" (Agricultural)
District to:



BLOCK 1

"B" (Suburban Agriculture and Residential,
etc.) District.



BLOCK 2

"C" (Urban Protected Residential, etc.)
District.

North



Scale
NOT TO SCALE

Date
JULY 1993

Reference File No.
ZAC-93-15

Drawn By
P.B.

The Corporation of the City of Hamilton

BY-LAW NO. 93-167

To Authorize

BUILDING PERMITS AND FEES

WHEREAS Section 7 of the Building Code Act, 1992, S.O. 1992, Chapter 23, authorizes a municipal council to pass by-laws concerning the issuance of permits and related matters.

AND WHEREAS the Council of The Corporation of the City of Hamilton, on July 27, 1993, in adopting Item 14 of the 12th Report of the Planning and Development Committee authorized this by-law;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. SHORT TITLE

This By-law may be cited as the "Building Permit By-law".

2. DEFINITIONS AND WORD USAGE

In this By-law:

- (1) (a) **"Act"** means the Building Code Act, 1992, as amended.
- (b) **"applicant"** means the **owner** of a building or property who applies for a **permit** or any person authorized by the **owner** to apply for a **permit** on the owner's behalf, or any person or corporation empowered by statute to cause the demolition of a building or buildings and anyone acting under the authority of such person or corporation.
- (c) **"Building Code"** means the regulation made under Section 34 of the **Act**.
- (d) **"Chief Building Official"** means the Chief Building Official appointed by Council under Section 3 of the **Act**.
- (e) **"owner"** means the registered owner of the land and includes a lessee, mortgagee in possession, and the person in charge of the property.
- (f) **"permit"** means permission or authorization given in writing by the **Chief Building Official** to perform work regulated by the **Act** and **Building Code**, or to occupy a building or part thereof or to change the use of a building.
- (g) **"permit holder"** means the person to whom the **permit** has been issued and who assumes the primary responsibility for complying with the **Act** and the **Building Code**.

3. CLASSES OF PERMITS

Classes of **permits** required for construction, demolition or change of use are set forth in Schedule "A" appended to and forming part of this By-law.

4. PERMITS

- (1) To obtain a **permit**, an **applicant** shall file an application in writing on forms prescribed by and available from the **Chief Building Official**, and shall supply any other information relating to the application as required by the **Chief Building Official**.
- (2) Every building **permit** application shall:
 - (a) identify and describe in detail the work, use and occupancy to be covered by the **permit** for which the application is made;
 - (b) identify and describe in detail the existing uses and the proposed use(s) for which the premises are intended;
 - (c) describe the land on which the work is to be done, by a description that will readily identify and locate the site on which the building or demolition is to occur;
 - (d) be accompanied by plans and specifications as described in the By-law;
 - (e) be accompanied by the required fees as calculated in accordance with Schedule "A";
 - (f) state the names, addresses and telephone numbers of the **owner**, **applicant**, architect, engineer or other designer, and the constructor of person hired to carry out the demolition, as the case may be;
 - (g) when Section 2.3 of the **Building Code** applies, be accompanied by a signed acknowledgment of the **owner** on a form prescribed by the **Chief Building Official** that an architect or professional engineer, or both, have been retained to carry out the general review of the construction or demolition of the building;
 - (h) when Section 2.3 of the **Building Code** applies, be accompanied by a signed statement of the architect or professional engineer, or both, on a form prescribed by the **Chief Building Official**, undertaking to provide general review of the construction or demolition of the building;
 - (i) include, where applicable, the registration number of the builder or vendor as provided in the Ontario New Home Warranties Plan Act;
 - (j) state estimated valuation of the proposed work including material and labour; and
 - (k) be signed by the **applicant** who shall certify as to the truth of the contents of the application.
- (3) In addition to the requirements of subsection (2) above, every demolition **permit** application shall:

- (a) when Section 2.3 of the **Building Code** applies, be accompanied by structural design characteristics of building and the method and time schedule of the demolition;
 - (b) be accompanied by satisfactory proof that arrangements have been made with the proper authorities for the termination and capping of all the water, sewer, gas, electric, telephone or other utilities and services; and
 - (c) the form specified by the **Chief Building Official**.
- (4) In addition to the requirements of subsection (2) above, every building **permit** application for part of a building shall:
 - (a) include an application for the entire project; and
 - (b) include plans and specifications covering the part of the work for which more expeditious approval is desired, together with such information pertaining to the remainder of the work as may be required by the **Chief Building Official**.
- (5) In addition to the requirements of subsection (2) above, every conditional **permit** application for the construction of a building shall:
 - (a) state the reasons why the applicant believes that unreasonable delays in construction would occur if a conditional **permit** is not granted; and
 - (b) state necessary approvals which must be obtained in respect of the proposed building and the time in which such approvals will be obtained.
- (6) In addition to the applicable requirements of subsection (2) above, every change of use **permit** application shall:
 - (a) describe the building or part thereof in which the occupancy is to be changed; and
 - (b) include plans and specifications which show the current and proposed occupancy of all parts of the building, and which contain sufficient information to establish compliance with the requirements of the **Building Code** including, floor plans, details of wall, floor and roof assemblies identifying required fire resistance rating and load bearing capacities.
- (7) The **Chief Building Official** shall, where conditions in subsection (4) above have been fulfilled, issue a **permit** for part of a building subject to compliance with the **Act**, the **Building Code** and any applicable law.
- (8) The **Chief Building Official** may, where conditions in subsection 8(3) to 8(5) of the **Act** and subsection (5) above have been fulfilled, issue a conditional **permit** for a building subject to compliance with the **Act**, the **Building Code** and any applicable law.
- (9) The **Chief Building Official** shall not, by reason of the issuance of a **permit** or **permits** for a part or parts of the building issued under subsections (4) and (5), be under any obligation to grant any further **permit** or **permits** therefor.

- (10) Where an application for a **permit** remains incomplete or inactive for six months after it is made, the application may be deemed by the **Chief Building Official** to have been abandoned and notice thereof shall be given to the **applicant**.

5. PLANS AND SPECIFICATIONS

- (1) Every **applicant** shall furnish,
- (a) sufficient plans, specifications, documents and other information to enable the **Chief Building Official** to determine whether the proposed construction, demolition, or change of use conforms to the **Act**, the **Building Code**, and any other applicable law; and
 - (b) a site plan referenced to a current plan of survey certified by a registered Ontario Land Surveyor and a copy of such a survey shall be filed with the municipality unless this requirement is waived because the **Chief Building Official** is able, without having a current plan of survey, to determine whether the proposed work conforms to the **Act**, the **Building Code**, and any other applicable law. Site plan will include
 - i) lot size and dimensions of property lines and setbacks to any existing or proposed buildings;
 - ii) existing and finished ground levels or grades; and
 - iii) existing right of way, easements and municipal services.
- (2) Plans submitted shall be legible and be drawn to scale upon paper or other suitable and durable material.
- (3) The **Chief Building Official** shall determine the number of plans, specifications, documents and other information required to be furnished with an application for **permit** having regard for the requirements of any **Act**, regulation or By-law respecting the examination or circulation of the application.
- (4) On completion of the construction of a building, the **Chief Building Official** may require a set of as constructed plans, including a plan of survey showing the location of the building.
- (5) Plans and specifications furnished according to this By-law or otherwise required by the **Act** become the property of the municipality and will be disposed of or retained in accordance with relevant legislation.

6. FEEES

- (1) The **Chief Building Official** shall determine the required fees calculated in accordance with Schedule "A" for the work proposed and the **applicant** shall pay such fees. No **permit** shall be issued until the fees therefor have been paid in full.
- (2) In the case of withdrawal, or abandonment of an application, pursuant to subsection 4(10), refusal for issuance of a **permit** or request for revocation of a **permit** under Clause 8(10)(e) of the **Act** and upon written request, the **Chief Building Official** shall determine the amount of fees, if any, that may be refunded, in accordance with Schedule "B" attached hereto and forming part of this By-law.

- (3) Subject to subsection 7(1), there shall be no refund of **permit** fees where a **permit** has been revoked.
- (4) Every person applying for a **permit**, when construction, demolition or a change in the use of the building has commenced prior to the issuance of the required **permit**, shall pay the fee required by Schedule "C" as well as the **permit** fee set out in Schedule "A" attached hereto and forming part of this By-law.

7. PERMIT REVOCATION, DEFERRAL OF REVOCATION AND TRANSFER

(1) Revocation of Permit

Prior to revoking a **permit** under Clauses 8(10)(b) and (c) of the **Act**, the **Chief Building Official** shall give written notice by regular mail of intention to revoke to the **permit holder** at his last known address and, if on the expiration of thirty (30) days from the date of such notice, the ground for revocation continues to exist, the **permit** may be revoked without further notice and all submitted plans and other information may be disposed of.

(2) Deferral of Revocation

- (a) On receipt of a notice of intention to revoke a **permit**, a **permit holder** may request in writing within thirty (30) days from the date thereof the **Chief Building Official** to defer the revocation of such **permit**.
- (b) A request for deferral shall set out the reasons why the **permit** should not be revoked and the date by which the work will be commenced or resumed.
- (c) Having considered the circumstances of the request and having determined that there have been no changes to the **Act** and the **Building Code** and any other applicable law which would have prevented the issuance of the original **permit**, the **Chief Building Official** may allow a deferral to a prescribed date, and shall notify the **permit holder**.
- (d) A request for deferral of revocation is subject to a fee in accordance with Schedule "B".

(3) Transfer of Permit

- (a) **Permits** are transferrable only upon the new **owner** completing a **permit** application form to the requirements of section 4.
- (b) A fee, as prescribed in Schedule "A" shall be payable on a transfer of **permit** by the new **owner** who shall thenceforth be the **permit holder** for the purpose of the **Act** and the **Building Code**.

8. NOTIFICATIONS

Notices for inspections respecting stages of construction required by the **Building Code** shall be given by the **permit holder** to the **Chief Building Official** at least two business days in advance of each stage of construction specified therein.

9. **SEVERABILITY AND SAVING**

Should a court of competent jurisdiction declare a part or the whole of any provision of this by-law to be invalid or of no force and effect, the provision or part is deemed severable from this by-law, and it is the intention of Council that the remainder survive and be applied and enforced in accordance with its terms to the extent possible under the law.

10. **REPEAL**

By-law No. 85-86, as amended, is hereby repealed.

PASSED this 27th day of July, 1993.



CITY CLERK



MAYOR

(1993) 12th R.P.D.C. 14, July 27

SCHEDULE "A"

TO BY-LAW NO. 93- 167

FEES

CLASS OF PERMIT (Column 1)	FEE (Column 2)
1. Permit for the construction of a building or part thereof	Basic Fee of \$150.00 for construction up to \$10,000.00
	PLUS
	an amount calculated at the rate of \$9.00 per each \$1,000.00 or part thereof of the cost or valuation of construction in excess of the first \$10,000.00
2. Permit for installation of air conditioning unit, heat pump	\$75.00
3. Permit for re-shingling of roof for single family dwelling	\$75.00
4. Permit where the cost of construction is less than \$1,000.00	\$75.00
5. Permit for the installation of a tent	\$40.00
6. Permit for the demolition of:	
(1) a building	\$220.00 plus an amount calculated at the rate of \$25.00 per each additional 3,000 cubic metres or part thereof in excess of the first 3,000 cubic metres
(2) a non-serviced accessory building	\$100.00
(3) a garage or shed of a single family dwelling	\$75.00
7. Permit to authorize the occupancy of a building or part thereof,	
(1) first inspection	No fee
(2) each inspection after first inspection	\$35.00
8. Permit for change of use	\$150.00
9. Transfer of Permit	\$0.00

SCHEDULE "B"

TO BY-LAW NO. 93-167

REFUND OF PERMIT FEES

1. The fees that may be refunded shall be a percentage of the Fees payable under this By-law, as follows:
 - (i) 80 per cent if administrative functions only have been performed;
 - (ii) 70 per cent if administrative and zoning functions only have been performed;
 - (iii) 45 per cent if administrative, zoning and plan examination functions have been performed;
 - (iv) 35 per cent if the permit has been issued and no field inspections have been performed subsequent to permit issuance;
 - (v) 5 per cent shall additionally be deducted for each field inspection that has been performed after the permit has been issued.
2. Notwithstanding paragraph numbered 1 to this Schedule, no refund shall be made of an amount less than \$10.00.

SCHEDULE "C"

TO BY-LAW NO. 93-167

Work Completed Prior to Permit Issuance (Column 1)	Increase in Permit Fee (Column 2)
(a) Footings and Foundations	10%
(b) Structural Framing	25%
(c) Mechanical/Electrical Systems	50%
(d) Architectural	75%
(e) Building Completed	100%
(f) Demolition or Partial Demolition	100%

The Corporation of the City of Hamilton

BY-LAW NO. 93-168

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 260-280 KING STREET EAST

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-4 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "H" (Community Shopping and Commercial, etc.) District to "H" - 'H' (Community Shopping and Commercial, etc. - Holding) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The "H" - 'H' (Community Shopping and Commercial, etc. - Holding) District, referred to in Section 1. shall be subject to the special requirements that,

- (a) the applicant/owner shall apply for and receive approval of a Site Plan Control application and have it registered on title;
- (b) upon completion of all of the matters contained in subclause 2.(a), the 'H' symbol shall be removed by amendment to this by-law and the development of the lands referred to in Section 1. may proceed in accordance with the "H" District provisions, subject to the special requirements referred to in Section 3. of this by-law.

3. The "H" (Community Shopping and Commercial, etc.) District provisions, as contained in Section 14 of Zoning By-law No. 6593, applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the following special requirements that,

- (a) notwithstanding Sections 14(1)(iiia), 14(2) and 14(5) of By-law No. 6593, a mixed commercial/ residential building shall be permitted provided that,
 - (i) it contains not more than 127 dwelling units;
 - (ii) the building height is not more than 12 storeys;
 - (iii) the gross floor area ratio is not more than 6.31; and

(iv) the multiple dwelling is attached to only commercial use(s) permitted under the "CR" (Commercial-Residential) Districts [Section 15B(3)(b)] of Zoning By-law No. 6593;

- (b) all residential uses shall be located completely and functionally separate from any commercial uses, and pedestrian access to the residential units shall be completely separate from pedestrian access to the commercial uses;
- (c) a minimum landscaped area of 600.0 m² (6,458 sq. ft.) shall be provided and maintained either at or above grade, or any combination thereof;
- (d) notwithstanding Sections 18A(1)(c) and 18A(1)(d) of By-law No. 6593, one loading space having minimum dimensions of 18.0 m x 3.7 m x 4.3 m shall be provided and maintained on the lot;
- (e) notwithstanding Section 18A(9) of By-law No. 6593, the manoeuvring space for the required loading space shall be located off-site;
- (f) notwithstanding Sections 18A(1)(a) and 18A(9) of By-law No. 6593, thirty-two (32) of the required number of parking spaces for the residential/commercial project may be provided off the site, and partially within the adjacent road allowance.

4. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "H" District provisions, subject to the special requirements referred to in section 3.

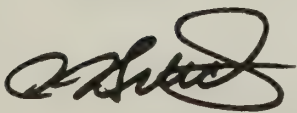
5. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1189.

6. Sheet No. E-4 of the District Maps is amended by marking the land referred to in section 1 of this by-law, S-1189.

7. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 27th day of July

A.D. 1993

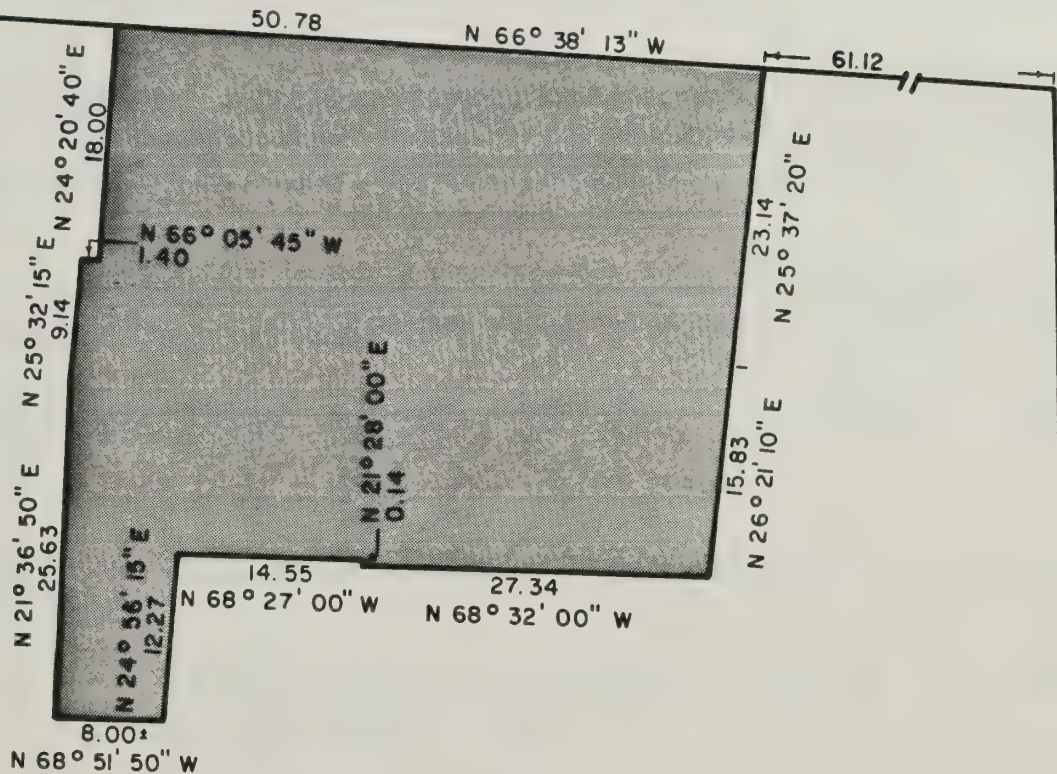


CITY CLERK




MAYOR

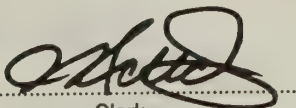
KING STREET EAST



SPRING STREET

NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 93-168
Passed the 27th day of July, 199 .


Clerk


Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 93-168

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



Lands to be regulated by
By-Law No. 93-168

North



Scale
NOT TO SCALE

Date
SEPTEMBER, 1990

Reference File No.
ZA 90-06

Drawn By
L.B.

The Corporation of the City of Hamilton

BY-LAW NO. 93- 169

To Amend:

Zoning By-law No. 6593

Respecting:

**LANDS LOCATED EAST OF DICENZO DRIVE
AND SOUTH OF STONE CHURCH ROAD EAST**

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-9C of the District Maps, appended to and forming part of By-law No. 6593, is amended,

(a) by changing from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

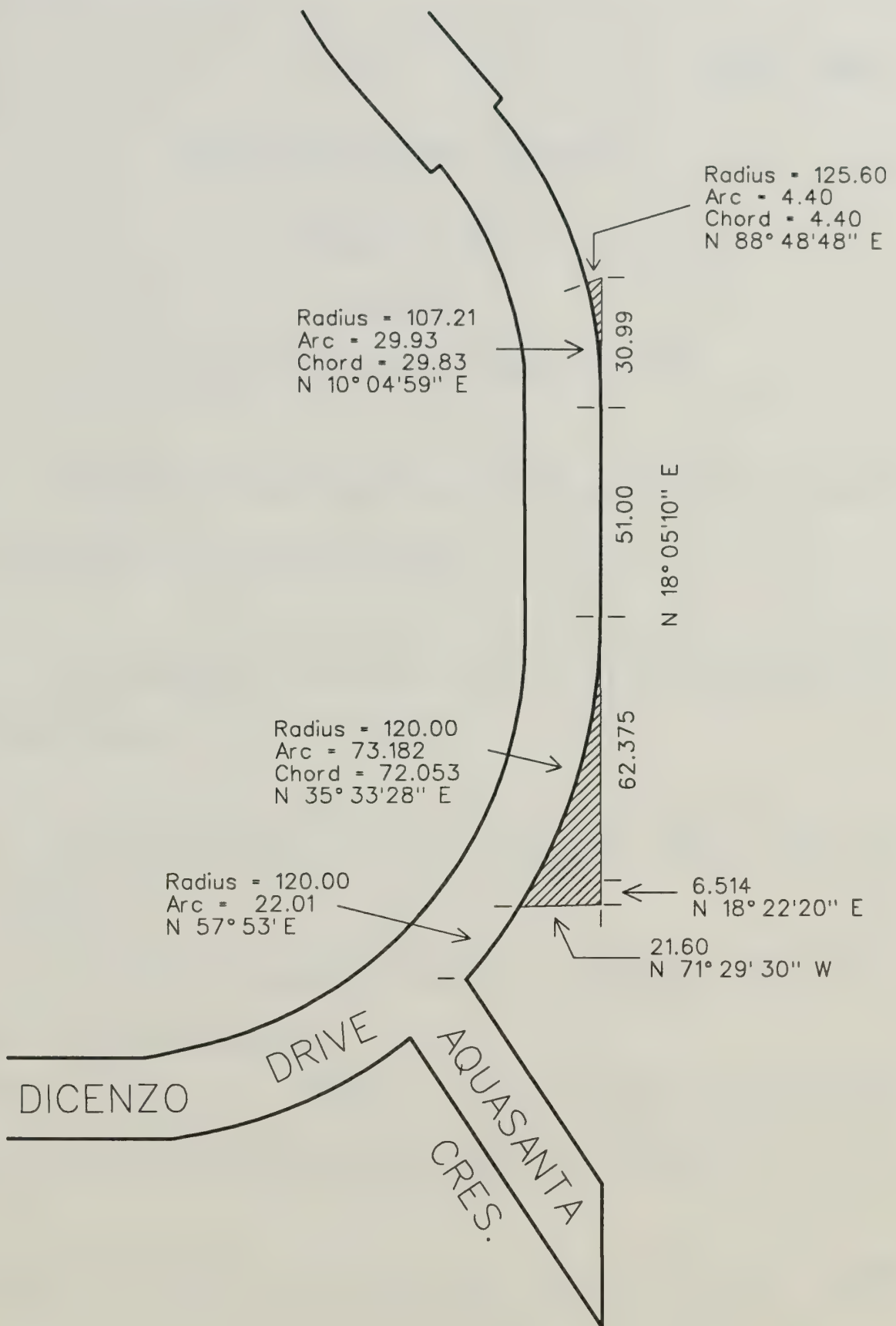
PASSED this 27th day of July A.D. 1993.



CITY CLERK



MAYOR



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 93-169.
Passed the 27th day of July, 1993.

[Signature]
Clerk

[Signature]
Mayor

City of Hamilton
Schedule A
Map Forming Part of
By-Law No. 93-169
to Amend By-Law No. 6593
Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



Change in zoning from:
"AA" (Agricultural) District to "C"
(Urban Protected Residential, etc.)
District.

North



Scale
NOT TO SCALE

Date
JULY 1993

Reference File No.
ZAR-93-13

Drawn By
P.B.

The Corporation of the City of Hamilton

BY-LAW NO. 93- 170

To Appoint :

A MUNICIPAL LAW ENFORCEMENT OFFICER

WHEREAS the Council of the Corporation of the City of Hamilton may appoint persons to enforce the by-laws of the municipality;

AND WHEREAS it is desirable to appoint a Municipal Law Enforcement Officer for the Corporation of the City of Hamilton;

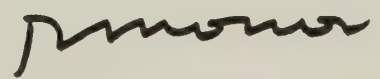
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Lloyd Staley is hereby appointed a Municipal Law Enforcement Officer for the Corporation of the City of Hamilton.
2. The City Clerk may issue to Lloyd Staley, a certificate of appointment as a Municipal Law Enforcement Officer, bearing the Clerk's signature or facsimile thereof.

PASSED this 27th day of July , 1993.



CITY CLERK



MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 93-171

To Provide for the Hours of Operation for Monte Carlo Licences

WHEREAS the power to fix the hours of operation of Monte Carlos has been delegated to municipalities effective August 1, 1993;

AND WHEREAS the Corporation of the City of Hamilton, in By-law 79-323 as consolidated in By-law 93-069 (The City of Hamilton Licensing Code) provides for the hours of operation of public halls;

AND WHEREAS it is desirable to extend the hours of operation of Monte Carlo events to 4 a.m., and in conjunction to permit the hours of operation for public halls where such events may be held to be extended up to 4 a.m., when operating an event under a provincial Monte Carlo licence;

AND WHEREAS it is intended that the extended hours of operation of Monte Carlo events be on a six month trial basis from August 1, 1993;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 4 of Schedule 15 of By-law 93-069 as amended, is further amended by adding paragraph (cc) immediately after paragraph 4(c) as follows:

"(cc) Subject to the terms and conditions of the charitable gaming licence, a public hall which may be used to conduct a Monte Carlo event under a provincial charitable gaming licence is permitted to open for the licensed event until up to 4 a.m. local time."

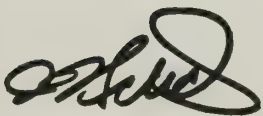
2. By-law 92-006 as amended, is further amended by adding the following as section 40a, immediately after section 40 :

"40a. A Provincial Licence for a Monte Carlo event may be approved for events with a duration of one to three days, with hours of operation for each day extending from that day to no later than 4 a.m. local time of the next day.

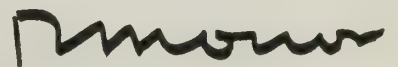
3. Sections 1 and 2 of this by-law come into force on August 1, 1993, and are repealed on February 2, 1994.

4. In all other respects By-law 93-069 as amended, and By-law 92-006 are confirmed without change.

PASSED this 27th day of July A.D. 1993.



CITY CLERK



MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 93- 172

To Amend By-law 92-006 respecting Lottery Licence Fees

WHEREAS the Corporation of the City of Hamilton, in By-law 92-006, provides for lottery licence fees;

AND WHEREAS it is desirable to increase the lottery licence fee from 2% to 3% of the total retail money value of the prizes;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

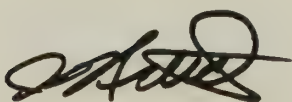
1. Schedule "4" of By-law 92-006 as amended is repealed and replaced by the following:

"Schedule "4": Licence Fees To By-law No. 92-006

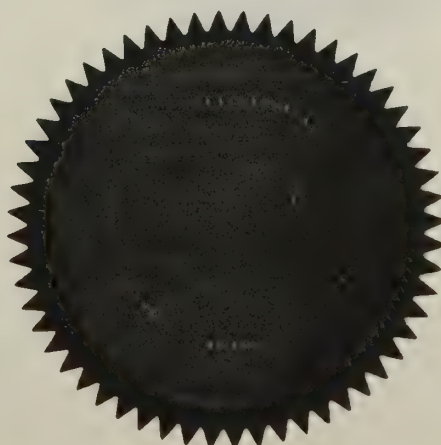
1. The licence fee for a Bingo Lottery shall be 3% of the total retail money value of the prizes to be awarded.
 2. The licence fee for a Raffle Lottery shall be 3% of the total retail money value of the prizes to be awarded.
 3. The licence fee for a Lottery Scheme conducted at a bazaar shall be \$10.00."
2. The fee increases shall apply to licences for lotteries on or after September 1, 1993.
 3. In all other respects By-law 92-006 as amended is confirmed without change.

PASSED this 27th day of July

A.D.1993



CITY CLERK



MAYOR

BY-LAW NO. 93 173

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 27TH DAY OF JULY A.D., 1993.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

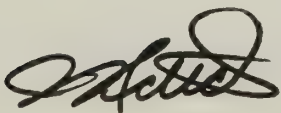
AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 27th day of July A.D. 1993



CITY CLERK




MAYOR

BY-LAW NO. 93 - 174

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 30TH DAY OF JULY A.D., 1993.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 30th day of July A.D. 1993

S. E. Hollowell

ACTING CITY CLERK



[Signature]

MAYOR

BY-LAW NO. 93 - 175

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 10 (Stops at Intersections)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by deleting therefrom the following items, namely:-

"Queensdale
Queensdale

Eastbound and Westbound
Eastbound and Westbound

Nancy
East 43rd".

PASSED this 9th day of August A.D. 1993.

A. J. Halliwell

ACTING CITY CLERK



M. M. M. M.

MAYOR

BY-LAW NO. 93 -176

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 9th DAY OF AUGUST A.D., 1993.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 9th day of August A.D. 1993



ACTING CITY CLERK





MAYOR

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 93 - 177

To Authorize:

1. The construction of local improvements without petition under Section 12 of The Local Improvement Act of concrete sidewalks and curbs and finished roadway on FORBES STREET from approx. 40m south of Blossom Lane to approx. 57m southerly, as described in Schedule "A";
2. The special assessment to pay a portion of the cost of the works by the abutting owners;
3. The preparation of plans, specifications and reports and the supervision of the construction by the Senior Director of Roads.

WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 20 of the 1st Report of the Transport & Environment Committee on January 12, 1993;

AND WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 4 of the 1st Report of the Finance & Administration Committee on January 12, 1993;

AND WHEREAS it is expedient to proceed without petition to undertake, as local improvements, the works hereinafter described;

AND WHEREAS notice of Council's intention to undertake the works as local improvements has been given by publication of the notice and by service of it upon the owners of the lots liable to be specially assessed under Section 12 of The Local Improvement Act, R.S.O. 1980;

AND WHEREAS a majority of the owners, representing at least one-half of the value of the lots that are liable to be specially assessed, have not, within one (1) month after publication, petitioned the Council not to proceed with the works;

AND WHEREAS the Council has obtained reports, estimates and statements required for the undertaking of the said works;

AND WHEREAS Ontario Regulation 710/92 enacted under the authority of the Municipal Act, R.S.O. 1990, Chapter M.45, establishes a limit for a municipality's debt obligations which do not require the approval of the Ontario Municipal Board;

AND WHEREAS the City Treasurer has confirmed that the financial commitments, liabilities and debts of the project listed herein together with the City of Hamilton's other financial obligations and debts do not exceed the City's debt and financial obligation limit prescribed by Ontario Regulation 710/92 (in force as of January 1, 1993) and that the approval of the Ontario Municipal Board with respect to the project listed herein is therefore not required;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The construction of the works more particularly described in Schedule "A" hereto annexed and forming part of this by-law, may be proceeded with under The Local Improvement Act, at an estimated cost not to exceed \$47,400.00.
2. The share or portion of the estimated cost of the works in the amount of \$31,860.00 to be borne by the owners of the lands abutting directly on the works and the estimated cost per metre shall be rated as set out in Schedule "A", provided that the actual rate per metre shall be specially assessed upon the lots abutting directly on the works and payable in equal annual instalments until fully paid.
3. Pending payment of the share or portion of the total cost referred to in Section 2, the said share or portion shall be financed by the issue of debentures by The Regional Municipality of Hamilton-Wentworth:
 - (a) to the extent sufficient to provide an amount not exceeding \$31,860.00;
 - (b) repayable over a term not exceeding twenty (20) years, chargeable to The Corporation of the City of Hamilton.
4. The Senior Director of Roads is hereby authorized to:
 - (a) prepare all necessary plans, specifications and reports required for the construction of the works; and,
 - (b) supervise construction of the works.
5. The Mayor and City Clerk are hereby authorized to execute, on behalf of The Corporation of the City of Hamilton, all contracts necessary for the construction of the works.

PASSED this 31st day of August, A.D. 1993.



CITY CLERK




MAYOR

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 93 - 178

To Authorize:

1. The construction of local improvements of a finished roadway on ACADIA DRIVE approx. 50m south of Butler Drive to approx. 200m southerly, as described in Schedule "A";
2. The special assessment to pay a portion of the cost upon petition made under Section 11 of The Local Improvement Act;
3. The preparation of plans, specifications and reports and the supervision of the construction by the Commissioner of Transportation/Environmental Services.

WHEREAS a petition has been received to construct as local improvements the works hereinafter described;

AND WHEREAS the City Clerk has certified as to the sufficiency of the said petition;

AND WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 24 of the 6th Report of the Transport & Environment Committee and Item 8 of the 11th Report of the Finance & Administration Committee on May 11, 1993;

AND WHEREAS the Council has obtained reports, estimates and statements required for the undertaking of the said works;

AND WHEREAS Ontario Regulation 710/92 enacted under the authority of the Municipal Act, R.S.O. 1990, Chapter M.45, establishes a limit for a municipality's debt obligations which do not require the approval of the Ontario Municipal Board;

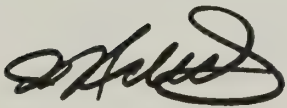
AND WHEREAS the City Treasurer has confirmed that the financial commitments, liabilities and debts of the project listed herein together with the City of Hamilton's other financial obligations and debts do not exceed the City's debt and financial obligation limit prescribed by Ontario Regulation 710/92 (in force as of January 1, 1993) and that the approval of the Ontario Municipal Board with respect to the project listed herein is therefore not required;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The construction of the works more particularly described in Schedule "A" hereto annexed and forming part of this by-law, may be proceeded with under The Local Improvement Act, at an estimated cost not to exceed \$111,600.00.

2. The share or portion of the estimated cost of the works in the amount of \$88,800.00 to be borne by the owners of the lands abutting directly on the works and the estimated cost per metre shall be rated as set out in Schedule "A", provided that the actual rate per metre shall be specially assessed upon the lots abutting directly on the works and payable in equal annual instalments until fully paid.
3. Pending payment of the share or portion of the total cost referred to in Section 2, the said share or portion shall be financed by the issue of debentures by The Regional Municipality of Hamilton-Wentworth:
 - (a) to the extent sufficient to provide an amount not exceeding \$88,800.00; and,
 - (b) repayable over a term not exceeding twenty (20) years, chargeable to The Corporation of the City of Hamilton.
4. The Commissioner of Transportation/Environmental Services is hereby authorized to:
 - (a) prepare all necessary plans, specifications and reports required for the construction of the works; and,
 - (b) supervise construction of the works.
5. The Mayor and City Clerk are hereby authorized to execute, on behalf of The Corporation of the City of Hamilton, all contracts necessary for the construction of the works.

PASSED this 31st day of August, A.D. 1993.



CITY CLERK



MAYOR

(1993) 6 R.T.E.C. 24, May 11

(1993) 11 R.F.A.C. 8, May 11

SCHEDULE 'A'

The Construction of a finished roadway on ACADIA DRIVE approx. 50m south of Butler Drive to approx. 200m southerly and the cost not exceeding those set out below:

City's Share	\$ 22,800.00
Owners' Share	<u>88,800.00</u>
Total Estimated cost	<u>\$111,600.00</u>

Estimated Cost per metre frontage	\$ 222.00
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Fifteen (15) annual instalments

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 93 - 179

To Authorize:

1. The construction of local improvements without petition under Section 12 of The Local Improvement Act of concrete sidewalks on the west side of UPPER WELLINGTON STREET from Bryna Avenue to the north limit of the East-West Freeway, as described in Schedule "A";
2. The special assessment to pay a portion of the cost of the works by the abutting owners;
3. The preparation of plans, specifications and reports and the supervision of the construction by the Commissioner of Transportation/Environmental Services.

WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 23 of the 6th Report of the Transport & Environment Committee on May 11, 1993;

AND WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 9 of the 11th Report of the Finance & Administration Committee on May 11, 1993;

AND WHEREAS it is expedient to proceed without petition to undertake, as local improvements, the works hereinafter described;

AND WHEREAS notice of Council's intention to undertake the works as local improvements has been given by publication of the notice and by service of it upon the owners of the lots liable to be specially assessed under Section 12 of The Local Improvement Act, R.S.O. 1980;

AND WHEREAS a majority of the owners, representing at least one-half of the value of the lots that are liable to be specially assessed, have not, within one (1) month after publication, petitioned the Council not to proceed with the works;

AND WHEREAS the Council has obtained reports, estimates and statements required for the undertaking of the said works;

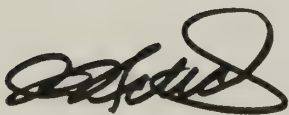
AND WHEREAS Ontario Regulation 710/92 enacted under the authority of the Municipal Act, R.S.O. 1990, Chapter M.45, establishes a limit for a municipality's debt obligations which do not require the approval of the Ontario Municipal Board;

AND WHEREAS the City Treasurer has confirmed that the financial commitments, liabilities and debts of the project listed herein together with the City of Hamilton's other financial obligations and debts do not exceed the City's debt and financial obligation limit prescribed by Ontario Regulation 710/92 (in force as of January 1, 1993) and that the approval of the Ontario Municipal Board with respect to the project listed herein is therefore not required;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The construction of the works more particularly described in Schedule "A" hereto annexed and forming part of this by-law, may be proceeded with under The Local Improvement Act, at an estimated cost not to exceed \$25,300.00.
2. The share or portion of the estimated cost of the works in the amount of \$18,156.00 to be borne by the owners of the lands abutting directly on the works and the estimated cost per metre shall be rated as set out in Schedule "A", provided that the actual rate per metre shall be specially assessed upon the lots abutting directly on the works and payable in equal annual instalments until fully paid.
3. Pending payment of the share or portion of the total cost referred to in Section 2, the said share or portion shall be financed by the issue of debentures by The Regional Municipality of Hamilton-Wentworth:
 - (a) to the extent sufficient to provide an amount not exceeding \$18,156.00;
 - (b) repayable over a term not exceeding twenty (20) years, chargeable to The Corporation of the City of Hamilton.
4. The Commissioner of Transportation/Environmental Services is hereby authorized to:
 - (a) prepare all necessary plans, specifications and reports required for the construction of the works; and,
 - (b) supervise construction of the works.
5. The Mayor and City Clerk are hereby authorized to execute, on behalf of The Corporation of the City of Hamilton, all contracts necessary for the construction of the works.

PASSED this 31st day of August, A.D. 1993.



CITY CLERK




MAYOR

SCHEDULE "A"

The construction of concrete sidewalks on the west side of UPPER WELLINGTON STREET from Bryna Avenue to the north limit of the East-West Freeway at the costs not exceeding those set out below:

City's Share	\$ 7,144.00
Owners' Share	<u>18,156.00</u>
TOTAL ESTIMATED COST	<u>\$ 25,300.00</u>
Estimated Cost per metre frontage	\$ 89.00
Fifteen (15) annual instalments	

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 93- 180

**TO STOP-UP, CLOSE AND SELL A PORTION,
AND TO ALTER THE REMAINDER OF BECKLEY STREET
FROM JOHN STREET TO JAMES STREET**

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, Revised Statutes of Ontario, 1990, Chapter M.45, and amendments thereto, to establish and layout, widen, alter, divert, stop-up, lease, close or sell any highway or part of a highway;

AND WHEREAS The Corporation of the City of Hamilton is the owner of Beckley Street described as Parts 1 and 2, on Plan 62R-12475;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Item 15 of the 2nd Report of the Transport and Environment Committee on January 20, 1992, authorized the City to stop-up, close and sell part of the Public Highway, being part of Beckley Street (as established by City of Hamilton By-Law No. 4917);

AND WHEREAS The Council of the Corporation of the City of Hamilton approved at its meeting held on June 29, 1993, Item 65, 8th Report of the Transport and Environment Committee, the sale to the Toronto Area Transit Operating Authority of Part 2, Plan 62R-12475, for the sum of \$432,700.00, all in accordance with and subject to the terms and conditions of an agreement dated June 17, 1993, subject to the highway closing and sale purchases in the Registry Act and the Municipal Act;

AND WHEREAS Notice of the City's intention to pass this By-Law has been published as required by Section 301 of the Municipal Act for four consecutive weeks in the Hamilton Spectator, a newspaper having general circulation in the City of Hamilton;

AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Transport and Environment Committee, has heard all persons who applied to be heard, no matter whether in objection to or in support of this By-Law;

AND WHEREAS the Council of The Corporation of the City of Hamilton at its meeting held on June 29, 1993, authorized that its intention to alter the remainder of Beckley Street not being closed and sold (more particularly described as Part 1, on Plan 62R-12475) by the construction of a median thereon to separate the open portion of Beckley Street for the section to be closed;

AND WHEREAS Notice of the City's intention to pass this By-Law to authorize the said alteration has been published as required by Section 301 of the Municipal Act for four (4) consecutive weeks in the Hamilton Spectator, a newspaper having general circulation in the City of Hamilton;

AND WHEREAS the Council through its Transport and Environment Committee has heard all persons who applied to be heard, no matter whether in objection to or in support of this alteration By-Law;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. That the portion of highway described as;

Part of Beckley Street, being formerly part of Lots 99, 100, 101 and 104, Market Reserve and Hughson Street, Registered Plan No. 1431, designated as Part 2, on Plan 62R-12475.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

Are hereby stopped and closed.

To stop-up, close and sell a portion, and to alter the remainder of Beckley Street from John Street to James Street

2. That subject to the easements provided for in paragraphs three and four below, the soil and freehold in that portion being closed described as Part 2, on Plan 62R-12475, be sold to the Toronto Area Transit Operating Authority for the sum of \$432,700.00 in accordance with the provisions of the agreement above noted.
3. That an easement be granted to the Regional Municipality of Hamilton-Wentworth over Part 2, on Plan 62R-12475.
4. That a 2 metre easement be granted to Union Gas for their underground Plant.
5. That the alteration to narrow Beckley Street by 11 m from James Street to 6 m westerly be undertaken.
6. That this By-Law shall come into force and take effect on the date of its registration and the Commissioner of Transportation/Environmental Services is hereby authorized to register this By-Law.

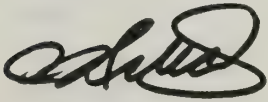
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31st

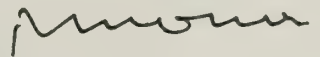
day of

August

A.D. 1993



City Clerk



Mayor

BY-LAW NO. 93 - 181

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. Schedule 24 (Parking Meter Locations) of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended:

a) by deleting from Section 2(A) the following items, namely:-

*Augusta	North	James to Hughson
Augusta	North	Hughson to John
Beckley	South	John to 326 ft. west
George	North	Hess to Caroline
Haymarket	North	Hughson to John
Hess	East	George to King
Hess	East	Main to George
Hughson	East	Augusta to Haymarket
Hughson	East	Charlton to Young
Hughson	West	Young to Augusta
Robinson	North	James to MacNab".

and by adding to Section 2(b) the following items, namely:-

*Augusta	North	James to Hughson
Augusta	North	Hughson to John
Beckley	South	John to 326 ft. west
George	North	Hess to Caroline
Haymarket	North	Hughson to John
Hess	East	George to King
Hess	East	Main to George
Hughson	East	Augusta to Haymarket
Hughson	East	Charlton to Young
Hughson	West	Young to Augusta
Robinson	North	James to MacNab".

b) by deleting from Section 3(a) the following items, namely:-

*Colbourne	South	James to Severn
Augusta	South	John to 210 ft. east
Bold	South	James to MacNab
Duke	South	James to MacNab
Forest	South	James to Hughson
Robinson	South	From 260 ft. east of MacNab to James
Spring	East	Main to 92 ft. south
Robert	South	James to Hughson
Mulberry	South	James to 95 ft. west".

and by adding to Section 3(b) the following items, namely:-

*Colbourne	South	James to Severn
Augusta	South	John to 210 ft. east

Bold	South	James to MacNab
Duke	South	James to MacNab
Forest	South	James to Hughson
Robinson	South	From 260 ft. east of MacNab to James
Spring	East	Main to 92 ft. south
Robert	South	James to Hughson
Mulberry	South	James to 95 ft. west".

c) by deleting from **Section 4(a)** the following items, namely:-

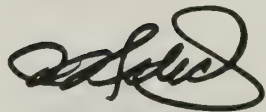
"Haymarket	North	1st, 2nd, 3rd and 4th meters west of John".
------------	-------	---

d) by adding the following section, namely:-

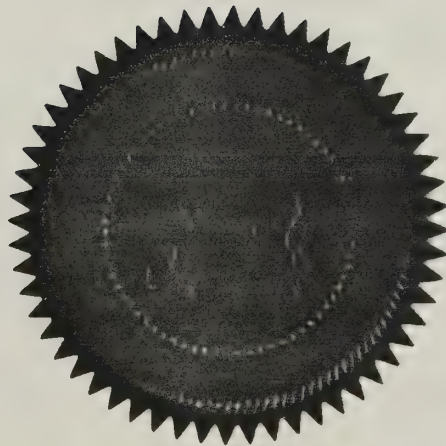
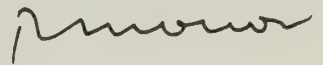
*4(b) At the rate of one dollar per hour.

Haymarket	North	1st, 2nd, 3rd and 4th meters west of John".
-----------	-------	---

PASSED this 31st day of August A.D. 1993.



CITY CLERK

MAYOR

BY-LAW NO. 93 - 182

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 10 (Stops at Intersections)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following items, namely:-

"Cranbrook	Eastbound and Westbound	Stanlow
Pinard	Eastbound	Selway
Connor	Eastbound	Parklands
Fano (north leg)	Westbound	Acadia
Limeridge	Eastbound and Westbound	Bonaventure
Annabelle (west leg)	Northbound	Chester
Brigadoon	Eastbound	Appleblossom
Appleseed	Northbound	Brigadoon".

2. **Schedule 35 (Wheelchair Loading Zones)** is hereby amended by adding thereto the following item, namely:-

"East 26th	West	25 feet	commencing at a point 115 feet south of Queensdale	9:00 a.m. to 10:00 p.m."
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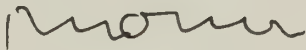
and by deleting therefrom the following item, namely:-

"Greendale	West	17 feet	184 feet south of the south curb line of the north leg of Greendale	7:00 a.m. to 9:00 p.m."
------------	------	---------	---	-------------------------

PASSED this 31st day of August A.D. 1993.



CITY CLERK



MAYOR

BY-LAW NO. 93 - 183

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 26 (No Parking Areas)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by deleting from **Section A (No Parking Anytime)** the following items, namely:-

"Golden Orchard	South and West	From 126 feet west of Brigadoon to a point 215 feet northerly therefrom".
-----------------	----------------	---

and by adding thereto the following items, namely:-

"Golden Orchard	South and West	commencing at a point 182 feet west of Brigadoon to a point 159 feet northerly therefrom
-----------------	----------------	--

Guildwood	South and West	commencing at a point 98 feet north-west of the extended curb line of Gilcrest to a point 153 feet westerly therefrom
-----------	----------------	---

Dalcar	Both	Upper Paradise to easterly end".
--------	------	----------------------------------

2. **Schedule 34 (Sticker Permit Parking)** is hereby amended by adding thereto the following items, namely:-

"Simcoe	Both	Bay to MacNab	Anytime
---------	------	---------------	---------

Leeming	West	commencing at a point 84 feet south of Wright to a point 22 feet southerly therefrom	Anytime
---------	------	--	---------

Broadway	East	commencing at a point 336 feet south of Ainslie to a point 24 feet southerly therefrom	Anytime".
----------	------	--	-----------

and by deleting therefrom the following item, namely:-

"Dunsmure	North	commencing at a point 51 feet east of Graham to a point 20 feet easterly therefrom	Anytime".
-----------	-------	--	-----------

3. **Schedule 25B(Parking Time Limits)** is hereby amended:

a) by deleting from **Section 4 (One Hour Limit)** the following item, namely:-

"Simcoe	Both	MacNab to Bay".
---------	------	-----------------

b) by adding to **Section 10 (One Hour Limit 8:00 a.m. to 6:00 p.m.)** the following item, namely:-

"East 27th	West	from a point 136 feet south of Fennell to the extended south curb line of Mackenzie".
------------	------	---

and by deleting therefrom the following item, namely:-

"East 27th	West	Fennell to extended south curb line of Mackenzie".
------------	------	---

4. **Schedule 27 (Alternate Side Parking)** is hereby amended by deleting therefrom the following item, namely:-

"Brigadoon Garrow to Fiona (east leg)	West & North	East & South"
--	--------------	---------------

and by adding thereto the following item, namely:-

"Brigadoon Grenoble to Fiona (east leg)	West and North	East and South".
--	----------------	------------------

5. **Schedule 23 (Hamilton Street Railway Bus Stops)** in hereby amended:

a) by deleting from the Inbound Column the following item, namely:-

"Limeridge at #764"

and by adding thereto the following items, namely:-

"Limeridge, south side, 97 feet east of the east curb
line of Leggett (east leg), F/S.

Eaglewood, north side, 39 feet east of the east curb
line of Eleanor, N/S".

6. **Schedule 22 (Hamilton Street Railway Bus Routes)** is hereby amended by adding thereto the following items, namely:-

"Eva Eaglewood	Rymal Eva	Eaglewood Eleanor".
-------------------	--------------	------------------------

PASSED this 31st day of August A.D. 1993.



CITY CLERK



MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 93- 184

To Amend:

Zoning By-law No. 6593

Respecting:

**LAND LOCATED AT THE REAR OF MUNICIPAL NO. 1011 QUEENSTON ROAD
(NORTH OF BERKINDALE DRIVE)**

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

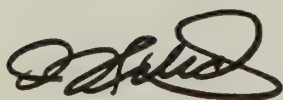
1. Sheets No. E-124 and E-125 of the District Maps, appended to and forming part of By-law No. 6593, are amended,

(a) by changing from "AA" (Agricultural) District to "R-4" (Small Lot Single-Family Detached) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 31st day of August A.D. 1993

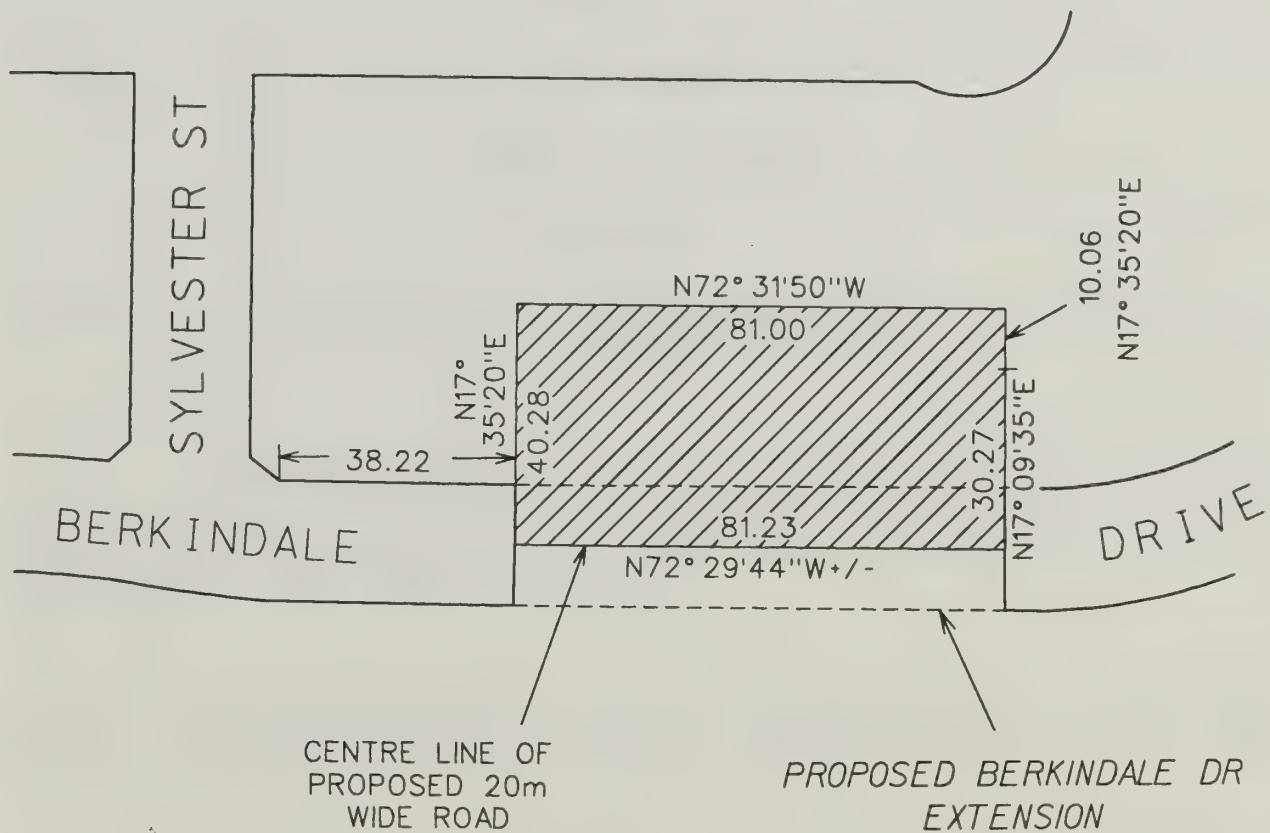


CITY CLERK



MAYOR

(1993) 11 R.P.D.C. 3.B, June 29
Adorn Investments Limited, Owners
and Valerie Fine, Trustee
Amended ZAC-93-01



CITY OF HAMILTON

CITY OF STONEY CREEK

NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 93-184
Passed the 31st day of August, 1993.

[Signature]

Clerk

[Signature]

Mayor

City of Hamilton
Schedule A
Map Forming Part of
By-Law No. 93-184
to Amend By-Law No. 6593
Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend		
Change in zoning from:		
	"AA" (Agricultural) District to "R-4" (Small Lot Single-Family Detached) District.	
	Scale NOT TO SCALE	Reference File No. ZAC-93-01
	Date JUNE 1993	Drawn By W.J.S.

The Corporation of the City of Hamilton

BY-LAW NO. 93-185

To Amend:

Zoning By-law No. 6593

Respecting:

**LAND LOCATED AT THE REAR OF MUNICIPAL NO. 1011 QUEENSTON ROAD
(SOUTH OF BERKINDALE DRIVE)**

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheets No. E-124 and E-125 of the District Maps, appended to and forming part of By-law No. 6593, are amended,

- (a) by changing from "AA" (Agricultural) District to "R-4" (Small Lot Single-Family Detached) District, the land comprised in Block 1; and
- (b) by changing from "AA" (Agricultural) District to "H" (Community Shopping and Commercial, etc.) District, the land comprised in Block 2,

the land, the extent and boundaries of each of which Blocks 1 and 2 are shown on a plan hereto annexed as Schedule "A".

2. The "H" (Community Shopping and Commercial, etc.) District provisions, as contained in Section 14 of Zoning By-law No. 6593, applicable to the lands referred to in section 1.(b) are amended to the extent only of the special requirements that,

- (a) a landscape planting strip not less than 6.0 m wide shall be provided and maintained along the northerly limits of the "H" District lands where they abut the residential district to the north; and
- (b) a visual barrier not less than 2.5 m in height shall be provided and maintained within the landscaped planting strip referred to in clause (a).

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "H" District provisions, subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1313.

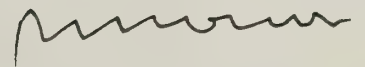
5. Sheets No. E-124 and E-125 of the District Maps are amended by marking the lands referred to in section 1.(b) of this by-law, S-1313.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

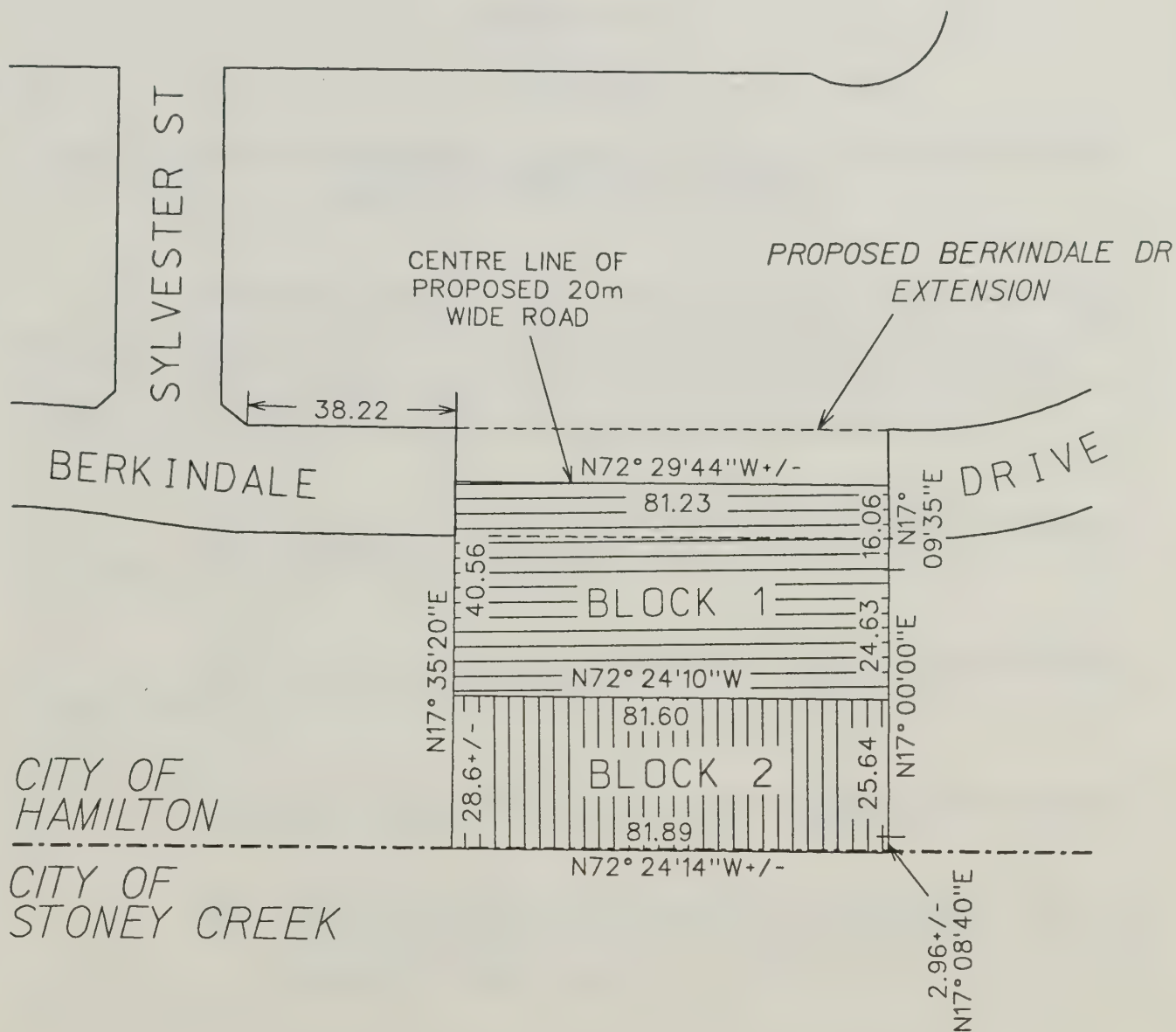
PASSED this 31st day of August A.D. 1993



CITY CLERK



MAYOR



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 93-185
Passed the 31st day of August, 1993.

[Signature]

Clerk

[Signature]

Mayor

City of Hamilton
Schedule A
Map Forming Part of
By-Law No. 93-185
to Amend By-Law No. 6593
Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Change in zoning from:

BLOCK 1

"AA" (Agricultural) District to "R-4"
(Small Lot Single-Family Detached) District.

BLOCK 2

"AA" (Agricultural) District to "H"
(Community Shopping and Commercial, etc.)
District, modified.

North



Scale
NOT TO SCALE

Date
JUNE 1993

Reference File No.
ZAC-93-01

Drawn By
W.J.S.

The Corporation of the City of Hamilton

BY-LAW NO. 93- 186

To Establish:

Site Plan Control

Respecting:

**LAND LOCATED AT THE REAR OF MUNICIPAL NO. 1011 QUEENSTON ROAD
(SOUTH OF BERKINDALE DRIVE)**

WHEREAS By-law No. 79-275, passed on the 25th day of September 1979, under Section 35a of the Planning Act, as re-enacted by the Planning Amendment Act, 1979, S.O. 1979, Chapter 59, Section 1, [now Section 41 of the Planning Act, R.S.O. 1990, c. P. 13], as amended by By-law No. 87-223, passed on the 28th day of July 1987, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land hereinafter referred to.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:

150. Land located at the rear of Municipal No. 1011 Queenston Road (south of Berkindale Drive), shown on Appendix 150 hereto annexed and forming part of this by-law.
2. Appendix 150 to By-law No. 79-275 is hereto annexed as Schedule "A", and forms part of this by-law, and By-law No. 79-275, as amended.

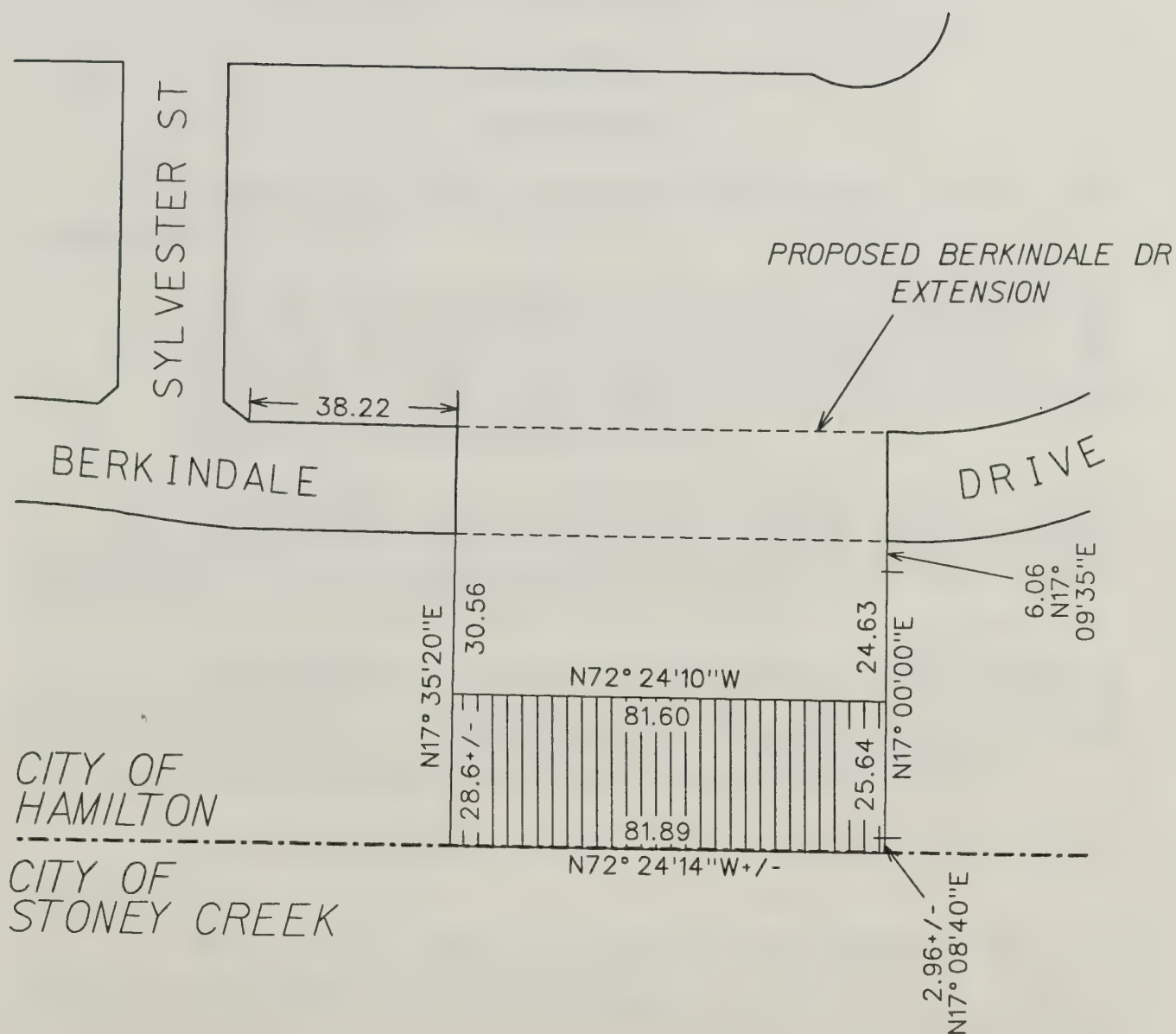
PASSED this 31st day of August A.D. 1993



CITY CLERK



MAYOR



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 93-186
 Passed the 31st day of August, 1993.

[Signature]

Clerk

[Signature]

Mayor

City of Hamilton
APPENDIX 150
TO BY-LAW No. 79-275
AS AMENDED BY
By-Law No. 87-223

Regional Municipality of Hamilton-Wentworth
 Planning and Development Department

Legend



Lands designated under this By-Law
 as an area of Site Plan Control
 pursuant to section 41 of the
 Planning Act, R.S.O., 1990.

North



Scale
 NOT TO SCALE

Date
 JUNE 1993

Reference File No.
 ZAC-93-01

Drawn By
 W.J.S.

The Corporation of the City of Hamilton

BY-LAW NO. 93- 187

To Authorize
The Entering Into of a Heritage Easement Agreement

Respecting:

WHITEHERN

WHEREAS Section 37(1) of the Ontario Heritage Act, R.S.O. 1990, c. O.18, provides as follows:

37. (1) Despite subsection 36(1), the council of a municipality after consultation with its local advisory committee, where one is established, may pass by-laws providing for the entering into of easements or covenants with owners of real property, or interests therein, for the conservation of buildings of historic or architectural value or interest;

AND WHEREAS the Local Architectural Conservation Advisory Committee at its meeting of July 12, 1993 recommended that the City enter into a Heritage Easement Agreement with the Ontario Heritage Foundation for the property of Whitehern at 41 Jackson Street West, pursuant to Section 37 of the Ontario Heritage Act;

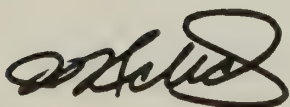
AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Section 10 of the 12th Report of the Planning and Development Committee at its meeting held on the 27th day of July 1993, authorized the preparation of a by-law to provide for the entering into of a Heritage Easement Agreement as hereinafter provided.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

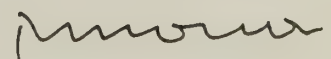
1. The Corporation of the City of Hamilton is hereby authorized to enter into a Heritage Easement Agreement with the Ontario Heritage Foundation for the lands more particularly described in Schedule "A" attached hereto and forming part of this by-law, for the conservation, protection, and preservation of the present historical, architectural, aesthetic and scenic character of the building located thereon.

2. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk, are hereby authorized and directed to execute the Heritage Easement Agreement and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 31st day of August A.D. 1993



CITY CLERK



MAYOR

SCHEDULE "A"

To By-law No. 93-187

ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in The Regional Municipality of Hamilton-Wentworth, being composed of Lots Numbers Eight-one (81), Eight-two (82), One Hundred and One (101) and One Hundred and Two (102), of that part of the Town, now City of Hamilton, laid out into town lots by P. H. Hamilton and lying on the west side of MacNab Street between Maiden Lane, now Jackson and Hunter Streets, in the said City of Hamilton, SAVING AND EXCEPTING the southerly fifty feet (50') of said Lots Numbers One Hundred and One (101) and One Hundred and Two (102) heretofore sold and conveyed to the National Trust Company Limited by conveyance bearing date the 12th day of April 1933, and registered as number 14965 N.S.

The Corporation of the City of Hamilton

BY-LAW NO. 93- 188

To Amend:

Zoning By-law No. 6593
as Amended by Zoning By-law No. 92-075

Respecting:

LAND LOCATED AT MUNICIPAL NO. 1314 UPPER WENTWORTH STREET

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 92-075 on the 10th day of March 1992 to establish special requirements under Section 19B of Zoning By-law No. 6593 for the "AA" District, in respect of the above-captioned land, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", which by-law came into force on the day it was passed in accordance with Section 34(21) of the Planning Act, R.S.O. 1990, c. P.13;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Section 9 of the 9th Report of the Planning and Development Committee at its meeting held on the 11th day of May 1993, recommended that Zoning By-law No. 6593, as amended by By-law No. 92-075, be further amended as hereinafter provided;

AND WHEREAS the special condition relating to this rezoning, referred to in Section 9 of the 9th Report of the Planning and Development Committee adopted by City Council on the 11th day of May 1993, has been satisfied;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 1.(a)(i) of By-law No. 92-075 is amended by adding the words "including an accessory butcher shop" after the words "a retail variety store" so that the section reads as follows:

"(i) COMMERCIAL USES:

1. a retail variety store including an accessory butcher shop;
2. a business and professional person's office,

within the building existing on the day of the passing of this by-law;"

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "AA" District provisions, subject to the special requirements referred to in section 1 of By-law No. 92-075 and section 1 of this by-law.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1158a.

4. Sheet No. E-18C of the District Maps is amended by marking the lands referred to in section 1 of By-law No. 92-075, S-1158a.

5. In all other respects, By-law No. 92-075 is hereby confirmed, unchanged.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 31st day of August

A.D. 1993



CITY CLERK




MAYOR

CERTIFIED A TRUE COPY



CITY CLERK

The Corporation of the City of Hamilton

BY-LAW NO. 93- 189

To Remove

Land within the Sandrina Gardens, Phase 1 Subdivision, Plan 62M-733
from Part Lot Control

WHEREAS subsection 5 of section 50 of the Planning Act, (R.S.O. 1990, Chapter P.13) establishes part-lot control on land within registered plans of subdivision;

AND WHEREAS subsection 7 of section 50 of the Planning Act, states, in part, as follows:

- (7) Despite subsection (5), the council of a local municipality may by by-law provide that subsection (5) does not apply to land that is within such registered plan or plans of subdivision or part of parts thereof as is or are designated in the by-law, and, where the by-law is approved by the Minister, subsection (5) ceases to apply to such land, . . .;

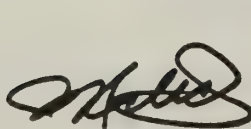
AND WHEREAS the Minister has delegated his authority to approve by-laws enacted under subsection 7 of section 50 of the Planning Act to the Council of The Regional Municipality of Hamilton-Wentworth pursuant to section 4 of the Planning Act by Ontario Regulation 476/83;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

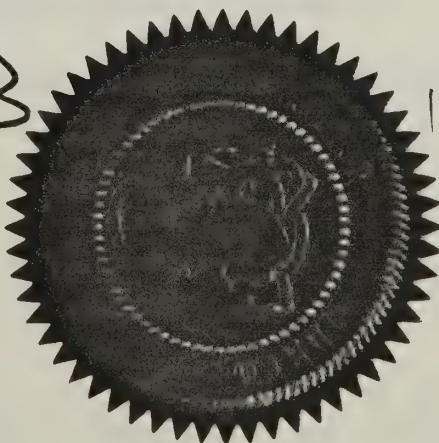
1. Subsection 5 of section 50 of the Planning Act, shall not apply to the following lands:

Lots 1-22, inclusive, within Registered Plan Number 62M-733, in the City of Hamilton, Regional Municipality of Hamilton-Wentworth.
2. (a) This by-law shall come into force and effect on the date of its approval by Council of The Regional Municipality of Hamilton-Wentworth.
- (b) Where this by-law has been enacted and the said approval has been endorsed hereon, it shall be registered on title to the land described in paragraph one above.

PASSED this *31st* day of *August* A.D. 1993.



City Clerk



Mayor

This Bylaw is approved pursuant to section 50(7), the Planning Act and section 4, Bylaw R89-171 of The Regional Municipality of Hamilton-Wentworth, this day of 1993.

Commissioner of Planning and Development of
The Regional Municipality of Hamilton-Wentworth

The Corporation of the City of Hamilton

BY-LAW NO. 93- 190

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 236-250 RYMAL ROAD WEST

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheets No. W-17D and W-17E of the District Maps, appended to and forming part of By-law No. 6593, are amended,

- (a) by changing from "AA" (Agricultural) District to "R-2" - 'H' (Urban Protected Residential - One and Two-Family Dwellings, etc. - Holding) District, the land comprised in Block 1;
- (b) by changing from "AA" (Agricultural) District to "R-2" (Urban Protected Residential - One and Two-Family Dwellings, etc.) District, the land comprised in Block 2,

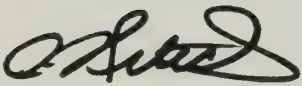
the lands, the extent and boundaries of each of which Blocks 1 and 2 are shown on a plan hereto annexed as Schedule "A".

2. The "R-2" - 'H' (Urban Protected Residential - One and Two-Family Dwellings, etc. - Holding) District referred to in Section 1.(a) shall be subject to the special requirements that,

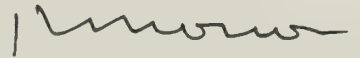
- (a) municipal water and sewer services be made available to serve the subject lands, to the satisfaction of the Commissioner of Transportation and Environmental Services; and
- (b) upon completion of all of the matters contained in subclause 2.(a), the 'H' symbol shall be removed by amendment to this by-law and the development of the lands referred to in Section 1.(a) may proceed in accordance with the "R-2" District provisions.

3. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 31st day of August A.D. 1993.



CITY CLERK

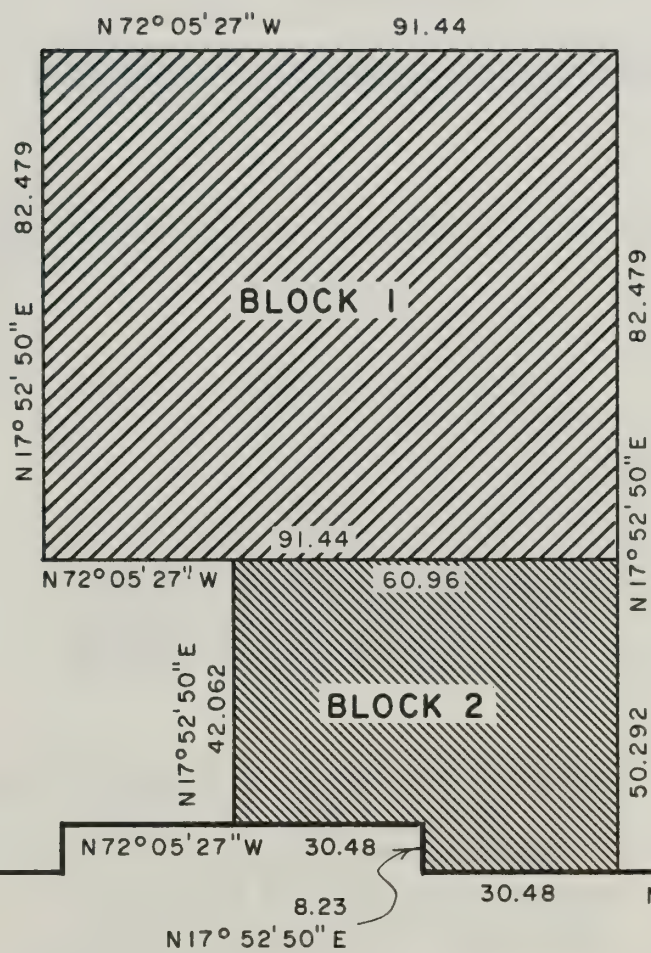


MAYOR

(1993) 12 R.P.D.C. 9, July 27
Ascenzo Lepore, Owner
Amended ZA-89-57

LOT 17

LOT 16

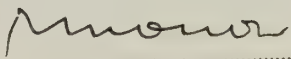


RYMAL ROAD WEST

NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 93- 190
Passed the 31st. day of August, 1993.


Clerk


Mayor

City of Hamilton
Schedule A

Map Forming Part of
By-Law No. 93- 190

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Changes in zoning from "AA" (Agricultural) District to:

- BLOCK 1  "R-2" - 'H' (Urban Protected Residential - One and Two-Family Dwellings, etc. - Holding) District.
- BLOCK 2  "R-2" (Urban Protected Residential - One and Two-Family Dwellings, etc.) District.

North



Scale
NOT TO SCALE

Date
JULY 1993

Reference File No.
ZA 89-57 Amended

Drawn By
Z. K.

The Corporation of the City of Hamilton

BY-LAW NO. 93-191

To Authorize:

THE NEW COMMERCIAL LOAN PROGRAM

WHEREAS the Ontario Municipal Board by Order dated the 12th day of August, 1987, (File No. E 870759), approved,

- (a) certain improvements in the present and future Business Improvement Areas under the Commercial Improvement Program at an estimated cost of \$2,500,000.00, and the borrowing of money by way of temporary advances not exceeding in the aggregate such estimated cost pending the sale of debentures, and
- (b) the issuance of the necessary debentures to a maximum of \$2,500,000.00 for a term not to exceed fifteen years by The Regional Municipality of Hamilton-Wentworth chargeable to the applicant corporation.

AND WHEREAS the Council of the Corporation of the City of Hamilton enacted By-law 87-237 to authorize the Commercial Improvement Program on the 1st day of September, 1987;

AND WHEREAS the Council of the Corporation of the City of Hamilton, in adopting Item 10 of the 1st Report of the Planning & Development Committee on the 12th day of January, 1993, authorized an application to the Ontario Municipal Board for approval to transfer \$500,000.00 from the Commercial Improvement Program to the New Commercial Loan Program.

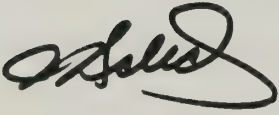
AND WHEREAS the Ontario Municipal Board by Order dated the 21st day of June, 1993 approved the transfer of \$500,000.00 from the previous debentured Commercial Improvement Program to the New Commercial Loan Program.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

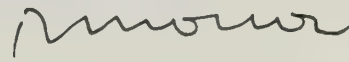
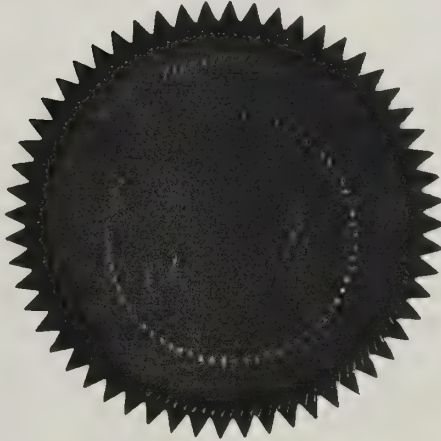
1. The undertaking described as certain improvements in the present and future Business Improvement Areas under the New Commercial Loan Program, may now be proceeded with in accordance with the said Order of the Ontario Municipal Board dated the 21st day of June, 1993.

2. The proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all such things necessary to give effect to the said Order of the Ontario Municipal Board.

PASSED this 31st day of August 1993.



City Clerk



Mayor

(1993) 1 R.P.D.C. 10, January 12

The Corporation of the City of Hamilton

BY-LAW NO. 93- 192

To Amend By-law 77-244

Respecting

FENCES AND GATES AROUND PRIVATE OUTDOOR SWIMMING POOLS

WHEREAS paragraph 30 of Section 210 of the Municipal Act, R.S.O. 1990, Chapter M.45 provides,

"For requiring owners of privately-owned outdoor swimming pools to erect and maintain fences and gates around such swimming pools, for prescribing the height and description of, and the manner of erecting and maintaining, such fences and gates, for prohibiting persons from placing water in privately-owned outdoor swimming pools or allowing water to remain therein unless the prescribed fences and gates have been erected, for requiring the production of plans of all such fences and gates, for the issuing of a permit certifying approval of such plans without which permit no privately-owned outdoor swimming pool may be excavated for or erected and for authorizing the refusal of a permit for any such fences or gates that if erected would be contrary to any by-law or the municipality.

- (a) A by-law passed under this paragraph may be made applicable to the whole municipality or to one or more defined areas thereof as set out in the by-law. R.S.O. 1980, c. 302, s. 210, pars. 22, 23."

AND WHEREAS By-law No. 77-244 was enacted by The Corporation of the City of Hamilton on September 27, 1977;

AND WHEREAS the Council of The Corporation of the City of Hamilton, on August 31, 1993, in adopting Item 7 of the 13th Report of the Planning and Development Committee authorized this by-law;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Clause (a) of Section 1 is repealed and the following is substituted in lieu.

"1.(a) "Chief Building Official" means the Chief Building Official appointed by Council under Section 3 of the Building Code Act, S.O. 1992, Chapter 23."
2. Sections 2 and 3 of By-law 77-244 are repealed.
3. Subsection (4) of Section 5 is amended by replacing the words "chief official", appearing in the fourth line, with "Chief Building Official".
4. Section 7 is repealed and the following is substituted in lieu:

"7. All above ground privately owned outdoor swimming pools with walkways higher than 24 inches above the effective ground level shall be provided with guards at least 36 inches in height measured from the walkway level. The required swimming pool enclosure may form part of the required guard."

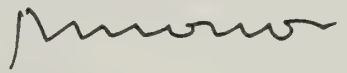
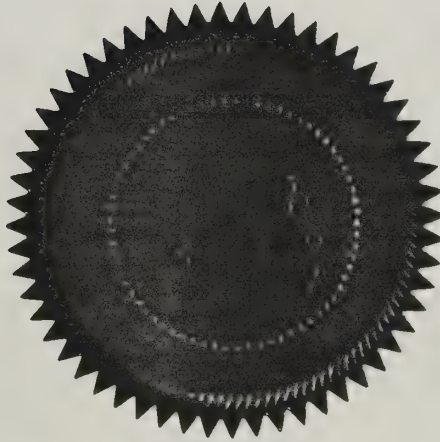
5. Section 8 is repealed and the following is substituted in lieu:

"8. Every person who contravenes any provision of this By-law is guilty of an offence and upon conviction is liable to the penalties specified by Section 61 of the Provincial Offences Act, R.S.O. 1990, Chapter P.33."

PASSED this 31st day of August, 1993.



CITY CLERK



MAYOR

(1993) 13 R.P.D.C. 7, August 31

BY-LAW NO. 93 - 1993

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 31ST DAY OF AUGUST A.D., 1993.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 31st day of August A.D. 1993



CITY CLERK



MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 93-194

To Authorize:

Supplementary Downsizing Benefits under the Ontario Municipal Employees

Retirement System ("SYSTEM")

WHEREAS by By-Law No. 10777, The City of Hamilton has elected to participate in the Ontario Municipal Employees Retirement System;

AND WHEREAS pursuant to the Supplementary Benefits provisions of the Regulation made under the Ontario Municipal Employees Retirement System Act, R.S.P. 1990, c.0.29, as amended, an employer who has elected to participate in the System may enter into an agreement with the Ontario Municipal Employees Retirement Board for the payment of Supplementary Downsizing Benefits in respect of all or any class of the employees who are members of the System;

AND WHEREAS The City of Hamilton:

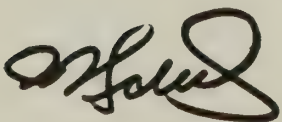
has approved, a Resolution outlining a downsizing programme that meets the following requirements:

1. It was introduced as a result of financial pressures or constraints;
2. It aims to reduce the financial obligations of the employer by reducing the number of employees or the number of hours worked by employees;
3. It includes early retirement guidelines and a restructuring plan setting out the manner in which the employer intends to carry out the downsizing.

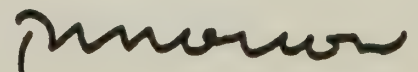
it is hereby enacted that:

1. The Mayor and the City Clerk are hereby authorized on behalf of The City of Hamilton to enter into a Supplementary Downsizing Agreement in a form satisfactory to the City Solicitor with the Ontario Municipal Employees Retirement Board for the payment of the Supplementary Benefits provided in the Supplementary Downsizing Plan.
2. The Treasurer is hereby authorized to do such things as are necessary under the supplementary Downsizing Agreement and to carry out the intent of the By-Law.
3. A certified copy of this By-Law shall be filed with the President of the Ontario Municipal Employees Retirement Board.
4. This By-Law shall come into force on the day of its passing.

PASSED this 21st day of September A.D. 1993



CITY CLERK



MAYOR

BY-LAW NO. 93 - 195

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 21ST DAY OF SEPTEMBER A.D., 1993.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

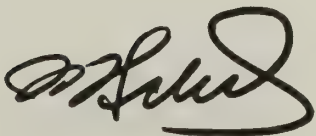
AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

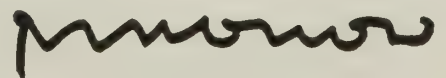
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 21st day of September A.D. 1993



CITY CLERK



MAYOR



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 93-196

**TO INCORPORATE PARTS 1 & 2, PLAN 62R-11178
INTO RAMBO STREET**

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Rambo Street by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Rambo Street.

Part of Lot 3, Registered Plan 1059, designated as Parts 1 & 2, on Plan 62R-11178.

City of Hamilton

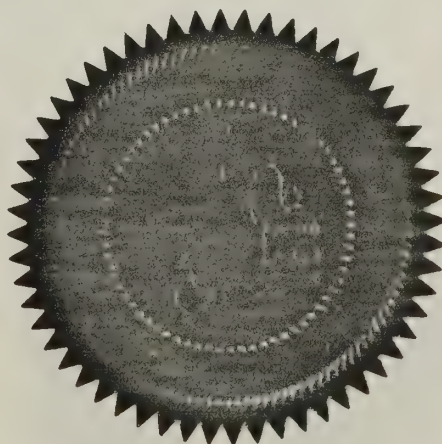
Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 28th day of September A.D. 1993.



City Clerk



Mayor

URBAN M

OCT 1993

GOVERNMENT DOCUMENTS

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 93- 197

**TO INCORPORATE BLOCK 39, PLAN 62M-715
INTO ACADIA DRIVE**

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Acadia Drive by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Acadia Drive.

Part of Parcel Reserves -1, Section 62M-715.

Being all of Block 39, on Plan 62M-715.

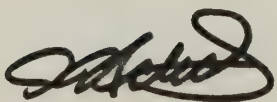
City of Hamilton

Regional Municipality of Hamilton-Wentworth

Being Part of the Parcel.

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 28th day of September A.D. 1993.



City Clerk



Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 93- 198

**TO INCORPORATE BLOCK 40, PLAN 62M-715
INTO ELITE DRIVE**

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Elite Drive by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Elite Drive.

Part of Parcel Reserves -1, Section 62M-715.

Being all of Block 40, Plan 62M-715.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

Being Part of the Parcel.

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 28th day of September A.D. 1993.



City Clerk



Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 93- 199

**TO INCORPORATE A PORTION OF PARTS 7 & 8, PLAN 62R-8380
INTO BOW VALLEY DRIVE**

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Bow Valley Drive by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Bow Valley Drive.

Part of Lot 24, Concession 2, in the geographic township of Saltfleet, designated as the northerly 25.32m of Parts 7 & 8, Plan 62R-8380.

City of Hamilton

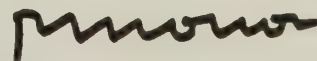
Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 28th day of September A.D. 1993.



City Clerk



Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 93- 200

TO INCORPORATE A PORTION OF PARTS 7 & 8, PLAN 62R-8380
AND PART 2, PLAN 62R-9499
INTO HIGHRIDGE AVENUE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Highridge Avenue by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Highridge Avenue.

Part of Lot 24, Concession 2, in the geographic township of Saltfleet, designated as;

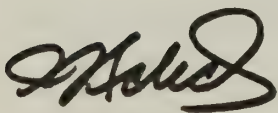
- a) All of Part 7, on Plan 62R-8380 (excepting the northerly 25.32m thereof),
- b) All of Part 8, on Plan 62R-8380 (excepting the northerly 25.32m thereof), and
- c) All of Part 2, on Plan 62R-9499.

City of Hamilton

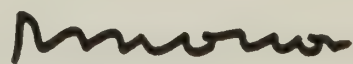
Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 28th day of September A.D. 1993.



City Clerk



Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 93 - 201

To Authorize:

1. The construction of local improvements without petition under Section 12 of The Local Improvement Act of finished roadway and concrete curbs on DULGAREN STREET from Upper Sherman Avenue to approx. 72m easterly, as described in Schedule "A";
2. The special assessment to pay a portion of the cost of the works by the abutting owners;
3. The preparation of plans, specifications and reports and the supervision of the construction by the Commissioner of Transportation/Environmental Services.

WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 51 of the 8th Report of the Transport & Environment Committee on June 29, 1993;

AND WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 13 of the 13th Report of the Finance & Administration Committee on June 29, 1993;

AND WHEREAS it is expedient to proceed without petition to undertake, as local improvements, the works hereinafter described;

AND WHEREAS notice of Council's intention to undertake the works as local improvements has been given by publication of the notice and by service of it upon the owners of the lots liable to be specially assessed under Section 12 of The Local Improvement Act, R.S.O. 1980;

AND WHEREAS a majority of the owners, representing at least one-half of the value of the lots that are liable to be specially assessed, have not, within one (1) month after publication, petitioned the Council not to proceed with the works;

AND WHEREAS the Council has obtained reports, estimates and statements required for the undertaking of the said works;

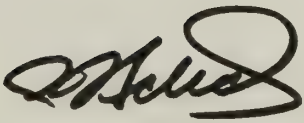
AND WHEREAS Ontario Regulation 710/92 enacted under the authority of the Municipal Act, R.S.O. 1990, Chapter M.45, establishes a limit for a municipality's debt obligations which do not require the approval of the Ontario Municipal Board;

AND WHEREAS the City Treasurer has confirmed that the financial commitments, liabilities and debts of the project listed herein together with the City of Hamilton's other financial obligations and debts do not exceed the City's debt and financial obligation limit prescribed by Ontario Regulation 710/92 (in force as of January 9, 1993) and that the approval of the Ontario Municipal Board with respect to the project listed herein is therefore not required;

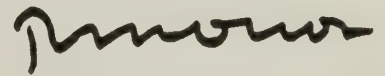
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The construction of the works more particularly described in Schedule "A" hereto annexed and forming part of this by-law, may be proceeded with under The Local Improvement Act, at an estimated cost not to exceed \$62,300.00.
2. The share or portion of the estimated cost of the works in the amount of \$26,950.00 to be borne by the owners of the lands abutting directly on the works and the estimated cost per metre shall be rated as set out in Schedule "A", provided that the actual rate per metre shall be specially assessed upon the lots abutting directly on the works and payable in equal annual instalments until fully paid.
3. Pending payment of the share or portion of the total cost referred to in Section 2, the said share or portion shall be financed by the issue of debentures by The Regional Municipality of Hamilton-Wentworth:
 - (a) to the extent sufficient to provide an amount not exceeding \$26,950.00;
 - (b) repayable over a term not exceeding twenty (20) years, chargeable to The Corporation of the City of Hamilton.
4. The Commissioner of Transportation/Environmental Services is hereby authorized to:
 - (a) prepare all necessary plans, specifications and reports required for the construction of the works; and,
 - (b) supervise construction of the works.
5. The Mayor and City Clerk are hereby authorized to execute, on behalf of The Corporation of the City of Hamilton, all contracts necessary for the construction of the works.

PASSED this 28th day of September, A.D. 1993.



CITY CLERK

MAYOR

SCHEDULE "A"

The construction of finished roadway and concrete curbs on DULGAREN STREET from Upper Sherman Avenue to approx. 72m easterly at the costs not exceeding those set out below:

City's Share	\$ 35,350.00
Owners' Share	<u>26,950.00</u>
TOTAL ESTIMATED COST	<u>\$ 62,300.00</u>
Estimated Cost per metre frontage	\$ 275.00
Fifteen (15) annual instalments	

BY-LAW NO. 93 - 202

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 26 (No Parking Areas)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding to **Section A (No Parking Anytime)** the following items, namely:-

"Solomon	South and West	commencing at a point 126 feet east of Jamie Ann to a point 180 feet southeasterly therefrom
Harrison	South	Kenilworth to Harmony
Montmorency (North leg)	South	East leg of Montmorency to west leg of Montmorency
Crosthwaite	West	Britannia to Cannon".

and by deleting therefrom the following items, namely:-

"Herkimer	North	Kent to 48 ft. west
Herkimer	South	Kent to 46 ft. west
Harrison	North	Kenilworth to Harmony".

2. **Schedule 26A (No Parking Areas - Monday to Friday)** is hereby amended by deleting from **Section N (No Parking 9:00 a.m. to 12:00 noon)** the following items, namely:-

"East 45th	West	Brucedale to Kerr
Kerr	Both	East 44th to Greenmeadow".

3. **Schedule 27 (Alternate Side Parking)** is hereby amended by deleting therefrom the following item, namely:-

"Montmorency Drive (North Leg)	West	East
End to End		
Crosthwaite Avenue		
Main Street to Britannia Avenue	East	West".

and by adding thereto the following item, namely:-

"Crosthwaite	East	West".
Main to Cannon		

4. **Schedule 34 (Sticker Permit Parking)** is hereby amended by adding thereto the following items, namely:-

"Crosthwaite	East	Britannia and Cannon	Anytime
Bond	East	52 feet south of Marion to a point 22 feet southerly therefrom	Anytime

Bay	South & East	Burlington to east property line of 512 1/2 Bay	Anytime
Wood	Both	Burlington to Bay	Anytime".

and by deleting therefrom the following items, namely:-

"Mary	West	commencing at a point 73 feet south of Brock to a point 22 feet southerly therefrom	Anytime".
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5. Schedule 25 (Parking Time Limits) is hereby amended:

a) by deleting from Section 5 (One Hour Limit) the following item, namely:-

"Whitney	South	commencing 117 feet west of Mericourt to 137 feet westerly".
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b) by adding thereto the following subsection, namely:-

"22. One Hour Limit, between the hours of 8 o'clock in forenoon and 11 o'clock in afternoon on the following streets or parts of streets, excepting such parts of some where parking or stopping is prohibited.

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>
Whitney	South	from 117 feet west of Mericourt to 137 feet westerly".

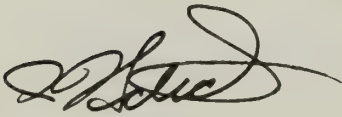
c) by deleting from Section 7 (Three Hour Limit) the following item, namely:-

"East 27th	East	Mackenzie to Halam".
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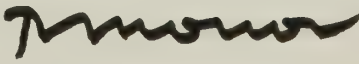
6. Schedule 25B (Parking Time Limits) is hereby amended by adding to Section 4 (One Hour Limit) the following items, namely:-

"Spring	East	Hunter to Jackson
East 27th	East	Halam to Mackenzie".

PASSED this 28th day of September A.D. 1993.


CITY CLERK




MAYOR

BY-LAW NO. 93 - 203

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 10 (Stops at Intersections)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following items, namely:-

"Glendale	Northbound and Southbound	Morris
Paisley	Northbound and Southbound	South Oval
Glen Forest	Northbound	Kingswood
Glencannon	Eastbound	Glen Forest
Glen Forest	Northbound and Southbound	Golfcrest
Southampton	Westbound	Deerborn
Norma Jean	Southbound	Eaglewood
Eleanor	Northbound and Southbound	Dulgaren
Eleanor	Northbound and Southbound	Brenda
Solomon (north leg)	Westbound	Solomon (west leg)
Aries	Northbound	Solomon".

2. **Schedule 29 (No Stopping Areas)** is hereby amended by adding thereto the following items, namely:-

"Talbot	East	Melvin to 163 feet north	Anytime
Paisley	West	South Oval to 56 feet south	Anytime
Herkimer	North	Kent to 68 feet west	Anytime
Herkimer	South	Kent to 68 feet west	Anytime".

3. **Schedule 28 (Taxi Stands)** is hereby amended by deleting therefrom the following item, namely:-

"Rebecca	North	55 ft.	108 feet east of Ferguson".
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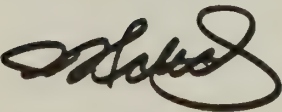
4. **Schedule 35 (Wheelchair Loading Zones)** is hereby amended by deleting therefrom the following item, namely:-

"Cheever	West	20 feet	245 feet south of Birge	Anytime".
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and by adding thereto the following item, namely:-

"Cheever	West	20 feet	245 feet south of Birge	8:00 a.m. to 12:00 mid."
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PASSED this 28th day of September A.D. 1993.



CITY CLERK



MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 93- 204

TO CHANGE THE NAME OF GONDOLA STREET TO DUNCAIRN CRESCENT

WHEREAS Section 210, paragraph 111 of the Municipal Act, R.S.O. 1990, Chapter M.45 provides that the council of a municipality may pass by-laws to change names of highways;

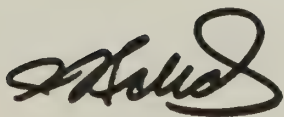
AND WHEREAS notice of this by-law was published in The Spectator once a week for four successive weeks prior to the passing of this by-law, in accordance with the said Act;

AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Planning and Development Committee, has heard all persons who applied to be heard no matter whether in objection to or in support of this by-law.

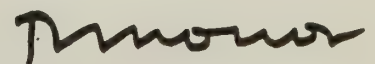
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The name of the street municipally known as Gondola Street, more particularly described in Schedule "A" hereto annexed and forming part of this by-law, is hereby changed to Duncairn Crescent.
2. This by-law shall come into force and take effect on the day that a copy of it, certified under the hand of the City Clerk and the seal of The Corporation of the City of Hamilton, has been registered in the Land Registry Office for the Registry Division of Wentworth (No. 62).

PASSED this 28th day of September A.D. 1993



CITY CLERK



MAYOR

SCHEDULE "A"

To

By-law No. 93- 204

FIRSTLY

Part of Parcel Streets-1, Section M-129

All of Gondola Street, Plan M-129, being part of the Parcel

SECONDLY

Part of Parcel Streets-1, Section 62M-720

All of Gondola Street, Plan 62M-720, being part of the Parcel

THIRDLY

All of Gondola Street as established by City of Hamilton By-laws Numbers 92-291 and 93-158 (as amended), registered as LT 348136, described as,

- (a) Part of Parcel Reserves-1, Plan M-129, being All of Block "FX", Plan M-129, being part of the Parcel (By-law No. 92-291), and
- (b) Part of Parcel 18-6, Section Bar.7, being part of Lot 18, Concession 7, in the former geographic township of Barton, designated as Part 3, Plan 62R-12372, being part of the Parcel (By-law No. 93-158).

City of Hamilton

Regional Municipality of Hamilton-Wentworth

The Corporation of the City of Hamilton

BY-LAW NO. 93- 205

To Amend:

Market By-law No. 92-310
As Amended by By-law No. 93-151

Respecting:

MARKET HOURS

WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 92-310 on the 8th day of December 1992 to regulate the Hamilton Farmers' Market;

AND WHEREAS the Council of The Corporation of the City of Hamilton in adopting Section 16 of the 13th Report of the Finance and Administration Committee at its meeting held on the 26th day of May 1992 recommended that By-law No. 81-180, as amended, be further amended to change the hours of operation for the Hamilton Farmers' Market.

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 93-151 on the 29th day of June 1993 to change the hours of operation for the Hamilton Farmers' Market;

AND WHEREAS it is expedient to amend By-law No. 93-151 to correct a typographical error as hereinafter provided.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Paragraph 2 of Subsection 5a. (1) of By-law No. 92-310, as amended by Section 1 of By-law No. 93-151, is further amended by repealing and substituting therefor the following:

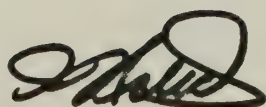
"2. From 9:00 o'clock in the forenoon to 6:00 o'clock in the afternoon of the same day on Friday; and"

2. In all other respects By-law No. 93-151 is hereby confirmed, unchanged.

PASSED this 28th day of

September

A.D. 1993



CITY CLERK



MAYOR

BY-LAW NO. 93 - 206

**TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF
THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 28TH DAY OF
SEPTEMBER A.D., 1993.**

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

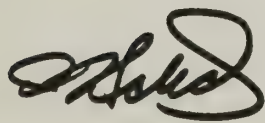
AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

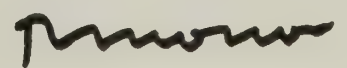
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 28th day of September A.D. 1993



CITY CLERK



MAYOR

BY-LAW NO. 93 - 207

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 5TH DAY OF OCTOBER A.D., 1993.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

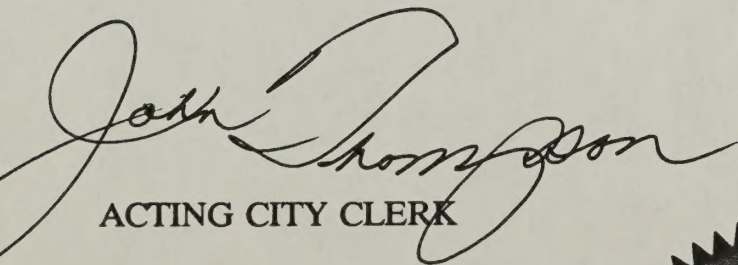
AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

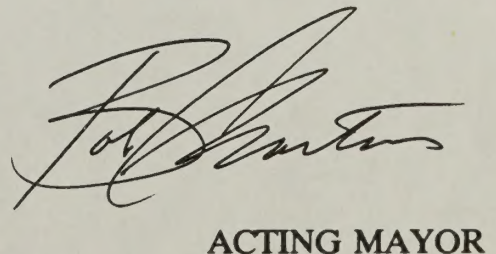
AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 5th day of October A.D. 1993


ACTING CITY CLERK


ACTING MAYOR



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